

# FEDERAL REGISTER



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## Regulations

### TITLE 5—ADMINISTRATIVE PERSONNEL

#### Chapter I—Civil Service Commission

#### PART 23—RULES OF PRACTICE UNDER SECTION 12 OF THE HATCH POLITICAL ACTIVITY ACT

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AUTHORITY: §§ 23.1 to 23.22 inclusive, issued under sec. 12 (d) of the act of August 2, 1939 as amended July 19, 1940 (54 Stat. 769, 18 U.S.C. 611, subd. (d)).

§ 23.1 *The Commission*—(a) *Offices*. The principal office of the Commission is at Washington, D. C.

All communications to the Commission must be addressed to United States Civil Service Commission, Washington 25, D. C., Attention, Chief Law Officer, unless otherwise specifically directed.

(b) *Hours*. The office is open on each business day from 8:45 a. m. to 5:15 p. m.

(c) *Proceedings*. The Commission may, by one or more of its members or by such examiners as it may designate, conduct any inquiry or hearing necessary to its duties in any part of the United States.

§ 23.2 *Executive officer*. The Executive Director and Chief Examiner is the executive officer of the Commission, and has legal custody of its papers, records,

and property; and all orders of the Commission shall be signed by the Executive Director and Chief Examiner, or such other person as may be authorized by the Commission.

§ 23.3 *Service*. Letters of charges, orders, and other processes of the Commission shall be served by the Chief Law Officer of the Commission by registered mail, by registering and mailing a copy thereof addressed to the officer or employee charged with the violation and to the State or local agency employing such person.

When service is not accomplished by registered mail, letters of charges, orders, or other processes of the Commission may be served by anyone duly authorized by the Commission, or by an examiner of the Commission.

(a) By delivering a copy of the document to the person to be served, and/or to an officer of the State or local agency; or

(b) By leaving a copy thereof at the principal office or place of business of such person and/or State or local agency.

The return post-office receipt for said letter of charges, order, or other process registered and mailed as aforesaid, or the verified return by the person serving such letter of charges, order, or other process setting forth the manner of said service, shall be proof of the service of the document.

§ 23.4 *Appearance*. Any individual who is a party to any proceedings before the Commission may appear for himself or by an attorney at law possessing the requisite qualifications, as hereinafter set forth, to practice before the Commission. Any State or local agency may appear or be represented by an attorney at law possessing the requisite qualifications, as hereinafter set forth, to practice before the Commission.

Attorneys at law in good standing who are admitted to practice before the Federal courts or before the courts of any State or Territory of the United States may practice before the Commission.

A written application for admission to practice before the Commission is required. A written notice of appearance on behalf of a specific party or parties

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#### NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per unit. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
- Book 5, Part 2: Title 26, completed; Title 27; with index.
- Book 6: Titles 28-32, with index.

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in the particular proceeding shall be submitted by attorneys desiring to appear for such specific party or parties. Upon receipt of such notice, application forms for admission to practice before the Commission will be furnished. Any attorney, practicing before the Commission or desiring so to practice, who, in the judgment of the Commission does not possess the requisite qualifications to represent others, or who is lacking in character, integrity, or proper professional conduct, may be disbarred or suspended from practicing before the Commission; and the Commission or its examiners shall have the right to suspend immediately any attorney for contumacy, contempt, or misconduct during the course of any proceeding.

No former officer, examiner, attorney, clerk, or other former employee of this Commission shall appear as attorney or

counsel for or represent any party in any proceeding resulting from any investigation, the files of which came to the personal attention of such former officer, examiner, attorney, clerk, or other former employee during the term of his service or employment with the Commission.

§ 23.5 Documents. Documents required to be filed with the Commission in any proceeding shall be filed with the Chief Law Officer of the Commission.

(a) Title. Documents shall clearly show the docket number and title of the proceeding.

(b) Copies. Five copies of documents other than correspondence shall be filed except as otherwise specifically required by these rules.

(c) Form. It is requested that documents not printed be typewritten on one side of paper only, letter or legal size, double or triple spaced, with ample margin.

The originals of all documents, whether printed or typewritten, shall be signed in ink by the duly authorized attorney, or if an interested party is appearing without counsel, by the interested party.

§ 23.6 Letter of charges. When the Commission has reason to believe that there is a violation of the law over which the Commission has jurisdiction, the Commission shall, by registered mail, send to the officer or employee charged with the violation and to the State or local agency employing such officer or employee a notice setting forth a summary of the alleged violation, which instrument shall be known as a letter of charges.

§ 23.7 Answers. In the case of a desire to contest the proceedings, the respondent or respondents shall, within fifteen (15) days from the day the letter of charges is served, file with the Commission an answer to the letter of charges; or within thirty (30) days if the officer or employee and/or the local agency is in a Territory or possession of the United States of America.

Such answers shall contain a concise statement of the facts which constitute the ground of defense. The respondent shall specifically admit or deny or explain each of the facts alleged in the letter of charges, unless respondent is without knowledge, in which case respondent shall so state. Five (5) copies of answers shall be furnished the Commission at the time of filing the original answer. All answers and copies thereof shall be signed by the respondent or by his attorney at law and shall show the office and post-office address of the signer.

Failure of the respondent to file an answer and the copies thereof within the time above provided shall be deemed to authorize the Commission, without further notice to respondent, to proceed in the regular course on the charges set forth in the letter of charges. If respondent desires to waive hearing on the allegations of fact set forth in the letter of charges and not to contest the facts, the answer may consist of a statement that respondent admits all the material



allegations of fact charged in the letter of charges to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said letter of charges and to have authorized the Commission, without further evidence or other intervening procedure, to find such facts to be true, and, if in the judgment of the Commission, such facts admitted constitute a violation of the law as charged in the letter of charges, to make and serve findings of facts, and to thereupon make an order, if the violation so warrants, for the removal of the officer or employee, and to notify such officer or employee and the appropriate State or local agency of such determination.

Upon application in writing made contemporaneously with the filing of such answer, the respondent, in the discretion of the Commission, may be heard on brief or in oral argument, or both, solely on the question as to whether the facts so admitted constitute the violation or violations of the law charged in the letter of charges.

**§ 23.8 Notice of hearing.** After the filing of answer or other appropriate response, the Commission shall fix a time and place for a hearing and shall, by registered mail, send to the officer or employee charged with the violation and to the State or local agency employing such officer or employee a notice of the time and place of hearing.

**§ 23.9 Motions.** Motions before the Commission or the hearing examiner shall state briefly the purpose thereof, and all supporting affidavits, records, and other papers, except such as have been previously filed, shall be filed with the motions and clearly referred to therein.

Motions in any proceeding before a hearing examiner which relate to the introduction or striking of evidence shall be made to the hearing examiner and shall be ruled on by the hearing examiner. No exception is necessary to the ruling of the hearing examiner to preserve the objection before the Commission or appellate courts.

**§ 23.10 Continuances and extensions of time.** Except as otherwise expressly provided by law, the Commission or its examiners, for cause shown, may extend any time limits prescribed for filing any papers, except time for filing appeal, which is fixed by statute, and may continue or adjourn any hearing. A hearing before a hearing examiner shall begin at the time and place ordered by the Commission, but thereafter may be adjourned from time to time by the hearing examiner or the Commission.

Applications for continuances and extensions of time shall be made prior to the expiration of the time prescribed by these rules, and must be accompanied by an affidavit showing exceptional circumstances.

**§ 23.11 Hearings on complaints.** All hearings before the Commission or hearing examiners on letters of charges issued by the Commission shall be public unless otherwise ordered by the Commission.

Hearings shall be stenographically reported by the official reporter of the Commission and a transcript thereof shall be made which shall be a part of the record of the proceeding. The record made shall be the sole official record. Transcripts will be supplied to a respondent or respondents (or to the public) by the official reporter at rates not to exceed the maximum rates fixed by contract between the Commission and the reporter.

**§ 23.12 Hearing examiners.** When evidence is to be taken in a proceeding upon a letter of charges issued by the Commission, a hearing examiner may be designated for that purpose by the Commission.

It shall be the duty of the hearing examiner to complete the taking of evidence with all due dispatch.

The hearing examiner is charged with the duty of conducting a fair and impartial hearing and of maintaining order in form and manner consistent with the dignity of the Commission. He will note on the record any disregard by counsel for his rulings on matters of order and procedure, and where he deems it necessary shall make special written report thereof to the Commission. In the event that counsel for the Commission or counsel for any respondent shall be guilty of disrespectful, disorderly, or contumacious language or conduct in connection with any proceeding, the hearing examiner may suspend the proceeding and submit to the Commission his report thereon together with his recommendation as to whether any rule should be issued to show cause why any such counsel should not be suspended or disbarred pursuant to § 23.4 of this part or other appropriate action as provided under section 12, subsection (d) of the Hatch Political Activity Act. A copy of such hearing examiner's report shall be furnished to any counsel upon whose language or conduct such report is made, and the Commission will take disciplinary action after an opportunity for hearing has been accorded such counsel.

**§ 23.13 Subpenas.** Subpenas requiring the attendance of witnesses from any place in the United States at any designated place of hearing may be issued by the Commission or any member thereof. Application therefor must be made in writing either to the Chief Law Officer or to the presiding hearing examiner.

Subpenas for the production of documentary evidence will be issued only upon application in writing to the Commission or the presiding hearing examiner. The application must specify as exactly as possible the documents desired, and show their competency, relevancy, and materiality. An application by a respondent shall be verified by oath or affirmation.

In case of disobedience to a subpoena, the Commission may invoke the aid of any court of the United States in requiring the attendance and testimony of witnesses and the production of documentary evidence. Any of the district courts of the United States within the jurisdiction of which such inquiry is carried on

may, in case of contumacy or refusal to obey a subpoena issued to any person, issue an order requiring such person to appear before the Commission, or to produce documentary evidence if so ordered, or to give evidence touching the matter in question; and any failure to obey such order of the court may be punished by such court as a contempt thereof (sec. 12 (d) of the act of August 2, 1939, as amended).

**§ 23.14 Witnesses.** Witnesses shall be examined orally, except that for good and exceptional cause for departing from the general rule the Commission may permit their testimony to be taken by a deposition.

Witnesses summoned by the Commission shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. Witnesses whose depositions are taken for the Commission, and the persons taking such depositions, shall severally be entitled to the same fees as are paid for like service in the courts of the United States.

**§ 23.15 Evidence—(a) Documentary.** Where relevant and material matters offered in evidence are embraced in a document containing other matters not material or relevant and not intended to be put in evidence, such immaterial or irrelevant parts shall be excluded and shall be segregated insofar as practicable.

**(b) Objections.** Objections to the evidence before a commissioner or a hearing examiner shall be in short form, stating the grounds of objection relied upon, and the transcript shall not include argument or debate thereon, except as ordered by the Commission or hearing examiner. Rulings on such objections shall be a part of the transcript. No exception to the ruling is necessary to preserve the rights of the parties in an appeal to the Commission or in the appellate court.

**§ 23.16 Depositions.** The Commission may order evidence to be taken by deposition in any proceeding or investigation pending before the Commission at any stage of such proceeding or investigation. Such depositions may be taken before any person designated by the Commission and having the power to administer oaths or affirmations.

Unless notice be waived, no deposition shall be taken except after reasonable notice to the parties.

Any party desiring to take the deposition of a witness shall make application in writing, setting out the reasons why such deposition should be taken and stating the time when, the place where, and the name and post-office address of the person before whom it is desired the deposition be taken; the name and post-office address of the witness, and the subject matter or matters concerning which the witness is expected to testify.

If good cause be shown, the Commission will make and serve upon the parties or their attorneys an order wherein the Commission shall name the witness whose deposition is to be taken and specify the time when, the place where, and the person before whom the witness



is to testify, but such time and place and the person before whom the deposition is to be taken so specified in the Commission's order may or may not be the same as those named in said application to the Commission.

The testimony of the witness shall be reduced to writing by the officer before whom the deposition is taken or under his direction, after which the deposition shall be subscribed by the witness and certified in the usual form by the officer. After the deposition has been so certified, it shall, together with four additional copies thereof made by such officer or under his direction, be forwarded by such officer under seal, in an envelope addressed to the Commission at its office, Washington 25, D. C. Such deposition, unless otherwise ordered by the Commission for good cause shown, shall be filed in the record in said proceeding and a copy thereof supplied to the party upon whose application said deposition was taken or his attorney.

Depositions shall be typewritten on one side of paper only; letter or legal size; left margin 1½ inches; right margin 1 inch.

§ 23.17 *Admissions of fact and genuineness of documents.* At any time after answer has been filed the hearing attorney for the Commission may serve upon any respondent, or counsel for a respondent may serve upon the Commission's hearing attorney, a written request for admission of the genuineness of any relevant documents described in and exhibited with the request or of the truth of any relevant matters of fact set forth in such documents. Copies of documents shall be delivered with the request unless copies have already been furnished. Each of the matters on which an admission is so requested shall be deemed admitted, unless within a period designated within the request, not less than ten (10) days after service thereof, or within such further time as the Commission or the hearing examiner may allow on motion and notice, the party so served serves upon the party making the request a sworn statement either denying specifically the matters of which an admission is requested or setting forth in detail the reasons why he can neither truthfully admit nor deny those matters.

Service required hereunder may be made upon a respondent either by registering and mailing or by delivering a copy of the documents to be served to the respondent or his attorney or by leaving a copy at the principal office or place of business of either. Service upon the Commission's hearing attorney may be either by registering and mailing or delivering a copy of the documents to be served to such attorney.

§ 23.18 *Hearing examiner's preliminary report.* Except as stated in the next paragraph, the hearing examiner shall, as promptly as practicable after the receipt by him of the complete stenographic transcript of all testimony in a proceeding, make his preliminary report upon the evidence. He shall also transmit copies of this report to attorneys who appeared in the proceeding, and indi-

vidually to any respondent unrepresented by counsel.

A hearing examiner's report is not a report of finding of the Commission. The preliminary report, like the final report hereinafter mentioned, is advisory only and is not binding upon the Commission.

§ 23.19 *Briefs.* At the conclusion of a hearing, the examiner shall prescribe the time and other directions for filing of briefs on behalf of parties to the hearing, if any party desires to submit a brief. The time within which initial briefs are to be filed, shall be calculated from the date of service upon the parties of copies of the examiner's preliminary report: *Provided*, That for good cause stated at the conclusion of the hearing, the examiner may eliminate the filing and service of a preliminary report: *Provided further*, That any interested party may apply in writing to the Commission for modification of any of the examiner's rulings concerning reports and briefs. Five copies of briefs shall be filed.

§ 23.20 *Hearing Examiner's final report.* After expiration of the time for filing briefs, the hearing examiner, as promptly as practicable, shall re-examine the record, including the briefs, and shall make a final report to the Commission. If, in any instance, the recommendations of the final report shall so vary from the tentative recommendations of the preliminary report, that the Commission deems that notice and further opportunity to be heard should be given to the parties, it will so order and provide.

§ 23.21 *The decision.* Upon receipt of the hearing examiner's final report, the Commission shall review the report and shall make its own findings and determine whether any violation has occurred and whether such violation, if any, warrants the removal of the officer or employee by whom it was committed from his office or employment, and shall, by registered mail, notify such officer or employee and the appropriate State or local agency of such determination. The Commission may, if the circumstances warrant, refer the case back to the hearing examiner for the purpose of obtaining additional evidence.

§ 23.22 *Appeal.* Appeal procedure is prescribed in section 12 (c) of the act of August 2, 1939, as amended by the act of July 19, 1940. This subsection is as follows:

(c) Any party aggrieved by any determination or order of the Commission under subsection (b) may, within thirty days after the mailing of notice of such determination or order, institute proceedings for the review thereof by filing a written petition in the district court of the United States for the district in which such officer or employee resides; but the commencement of such proceedings shall not operate as a stay of such determination or order unless (1) it is specifically so ordered by the court, and (2) such officer or employee is suspended from his office or employment during the pendency of such proceedings. A copy of such petition shall forthwith be served upon the Commission, and thereupon the Commission shall certify and file in the court a transcript of the record upon which the determination or

the order complained of was made. The review by the court shall be on the record entire, including all of the evidence taken on the hearing, and shall extend to questions of fact and questions of law. If application is made to the court for leave to adduce additional evidence, and it is shown to the satisfaction of the court that such additional evidence may materially affect the result of the proceedings and that there were reasonable grounds for failure to adduce such evidence in the hearing before the Commission, the court may direct such additional evidence to be taken before the Commission in such manner and upon such terms and conditions as to the court may seem proper. The Commission may modify its findings of fact or its determination or order by reason of the additional evidence so taken and shall file with the court such modified findings, determination, or order, and any such modified findings of fact, if supported by substantial evidence, shall be conclusive. The court shall affirm the Commission's determination or order, or its modified determination or order, if the court determines that the same is in accordance with law. If the court determines that any such determination or order, or modified determination or order, is not in accordance with law, the court shall remand the proceeding to the Commission with directions either to make such determination or order as the court shall determine to be in accordance with law or to take such further proceedings as, in the opinion of the court, the law requires. The judgment and decree of the court shall be final, subject to review by the appropriate circuit court of appeals as in other cases, and the judgment and decree of such circuit court of appeals shall be final, subject to review by the Supreme Court of the United States on certiorari or certification as provided in sections 239 and 240 of the Judicial Code, as amended (U.S.C. 1934 edition, title 28, secs. 346 and 347). If any provision of this subsection is held to be invalid as applied to any party with respect to any determination or order of the Commission, such determination or order shall thereupon become final and effective as to such party in the same manner as if such provision had not been enacted.

This part was effective April 4, 1941, with the exception of § 23.18, which is effective October 23, 1944.

By the United States Civil Service Commission.

[SEAL]

H. B. MITCHELL,  
President.

OCTOBER 23, 1944.

[F. R. Doc. 44-16379; Filed, Oct. 24, 1944; 9:20 a. m.]

## TITLE 7—AGRICULTURE

### Chapter XI—War Food Administration (Distribution Orders)

[WFO 38, Termination]

#### PART 1460—FATS AND OILS

#### TERMINATION OF RESTRICTIONS WITH RESPECT TO PALM OIL

War Food Order No. 38 (8 F.R. 3482, 9 F.R. 4319), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., October 23, 1944.

With respect to violations, rights accrued, liabilities incurred or appeals taken, prior to said date, under War Food Order No. 38, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper



suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 21st day of October 1944.

ASHLEY SELLERS,  
Assistant War Food Administrator.

[F. R. Doc. 44-16342; Filed, Oct. 23, 1944;  
3:41 p. m.]

## TITLE 29—LABOR

### Chapter IX—War Food Administration (Agricultural Labor)

[Revision 1]

#### PART 1107—SPECIFIC WAGE CEILING REGULATIONS

##### STABILIZATION AND LIMITATION OF SALARIES PAID TO AGRICULTURAL LABOR

On August 28, 1943, the Economic Stabilization Director promulgated amended regulations relating to wages and salaries (8 F.R. 11960, 12139, 16702, 9 F.R. 6035), by virtue of authority vested in the President by the act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (56 Stat. 765), as amended by the Public Debt Act of 1943, entitled "An Act to increase the debt limit of the United States and for other purposes" (57 Stat. 63), and as amended by the Stabilization Extension Act of 1944, entitled "An Act to Amend the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of October 2, 1942, as amended, and for other purposes" (58 Stat. 632), and vested in turn by the President in the Economic Stabilization Director, under Executive Order 9328 dated April 8, 1943 (3 CFR, Cum. Supp.) These regulations conferred on the War Food Administrator authority to administer the provisions thereof relating to the stabilization and limitation of salaries and wages paid to agricultural labor. In the exercise of authority so conferred on the War Food Administrator, the following regulations relating to specific wage ceilings of agricultural labor issued on January 20, 1944 (9 F.R. 831), and amended on July 8, 1944 (9 F.R. 7645), are hereby amended and revised to read as follows:

- Sec.
- 1107.1 Purpose.
- 1107.2 Definitions.
- 1107.3 Areas, crops and classes of workers.
- 1107.4 Wage rates.
- 1107.5 Applications for adjustments.
- 1107.6 Standards to be used by State WFA Wage Boards in making determinations.
- 1107.7 Limitation on effect of adjustments granted by State WFA Wage Boards.
- 1107.8 Effect of unlawful payments.
- 1107.9 Procedure for determination of violations.
- 1107.10 Inspection of records.
- 1107.11 Evasions.

AUTHORITY: §§ 1107.1 to 1107.11, inclusive, issued under 56 Stat. 765, 50 U.S.C. Supp. II

961 et seq., as amended by Pub. No. 34, 78th Cong., 58 Stat. 632, 78th Cong.; E.O. 9328, 3 CFR, Cum. Supp.; Regs. of Economic Stabilization Director, dated August 28, 1943, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035; Regs. of War Food Administrator, dated Jan. 17, 1944 as revised on October 3, 1944, 9 F.R. 12117.

§ 1107.1 *Purpose.* From time to time heretofore the War Food Administrator has issued, pursuant to § 4001.7 of the general regulations, specific wage ceiling regulations governing the wages and salaries of agricultural labor with respect to areas, crops, classes of employers, or otherwise. From time to time in the future the War Food Administrator will issue further wage ceiling regulations with respect to areas, crops, classes of employers, or otherwise, of agricultural labor, in accordance with said § 4001.7 of the general regulations and § 1100.7 of the regulations relative to salaries and wages of agricultural labor. The purpose of the present regulations is to provide general provisions for all specific wage ceilings. All specific wage ceiling regulations will contain only designations of areas, crops, classes of employers, or otherwise affected thereby, the wage or salary rates applicable thereto and such other special provisions as may be necessary. The provisions of these regulations will be applicable to each specific wage ceiling regulation heretofore or hereafter issued and each such specific wage ceiling regulation shall be considered a part of these regulations. The regulations of the War Food Administrator relating to wages and salaries of agricultural labor are modified to the extent that any provisions of such regulations are inconsistent with these regulations or any specific wage ceiling regulations issued pursuant to these regulations. (Issued Jan. 20, 1944, and as currently amended.)

§ 1107.2 *Definitions.* When used in these regulations, unless otherwise distinctly expressed, or manifestly incompatible with the intent thereof:

(a) The term "act" means the act of October 2, 1942 (56 Stat. 765), entitled "An Act to Amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes", as amended by the Public Debt Act of 1943 entitled "An Act to increase the debt limit of the United States and for other purposes" (57 Stat. 63), and as amended by the Stabilization Extension Act of 1944, entitled "An Act to amend the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of October 2, 1942, as amended, and for other purposes" (58 Stat. 632). (Issued Jan. 20, 1944 and as currently amended.)

(b) The term "general regulations" means amended regulations (relating to wages and salaries), promulgated by the Economic Stabilization Director on August 28, 1943 (8 F.R. 11960, 12139, 16702, 9 F.R. 6035), as amended or supplemented. (As issued Jan. 20, 1944.)

(c) The term "regulations relative to salaries and wages of agricultural labor" means the regulations promulgated by the War Food Administrator on January 17, 1944 (9 F.R. 655), as revised on October 3, 1944 (9 F.R. 12117) and as amended or supplemented. (Issued Jan. 20, 1944, and as currently amended.)

(d) The term "specific wage ceiling regulations" means determinations made and public notices issued with respect to areas, crops, classes of employers, or otherwise of agricultural labor, pursuant to § 4001.7 of the general regulations. (As issued Jan. 20, 1944.)

(e) The term "Administrator" means the War Food Administrator, and any person, or agency authorized by him to carry out the purposes and provisions of this part and other regulations issued by him pursuant to his authority under the "general regulations." (As issued Jan. 20, 1944.)

(f) The term "Director" means the Director of Labor, War Food Administration. (Issued Jan. 20, 1944, and as currently amended.)

(g) The term "wage board" means a State WFA Wage Board established pursuant to § 1100.4 of the regulations relative to salaries and wages of agricultural labor. (As issued Jan. 20, 1944.)

(h) The term "person" means any individual, partnership, corporation, association, business trust, or any other organization or group of persons, whether incorporated or not. (As issued Jan. 20, 1944.)

(i) The term "in contravention of the act" means in contravention of the act of October 2, 1942 (referred to in paragraph (a) above), Executive Order No. 9250 of October 3, 1942 (7 F.R. 7871), Executive Order No. 9328 of April 8, 1943 (3 CFR, Cum. Supp.), the general regulations, these regulations, and any other orders, rulings, and regulations promulgated under said act. (Issued Jan. 20, 1944, and as currently amended.)

(j) The terms "approval of the Administrator" and "determination by the Administrator" shall include approval or determination, as the case may be, by an agent or agents of the Administrator, duly authorized to perform such acts. (As issued Jan. 20, 1944.)

§ 1107.3 *Areas, crops, and classes of workers.* The areas, crops, and classes of workers or otherwise of agricultural labor which will be subject to these regulations will be defined in determinations made and public notices issued establishing wage or salary rates as set forth in § 1107.1. (As issued Jan. 20, 1944.)

§ 1107.4 *Wage rates.* Notwithstanding the provisions of any contract or other commitment, no payments of wages, salaries, or other valuable consideration to agricultural labor described in any determination and public notice issued pursuant to this part shall be made in excess of the maximum rates set forth in any such determination and public notice, or of an equivalent of such rates, without the approval of the War Food Administrator under the procedure provided for in these regulations: *Provided*, That if an employer was paying a particular employee doing the same type of work at a higher wage or salary rate between January 1, 1942 and September 15, 1942, such employer may pay such employee at the wage or salary rate paid during that period, but the burden of proving the facts so justifying payment at such higher rate shall be upon the employer. (Issued Jan. 20, 1944, and as amended July 8, 1944.)



### § 1107.5 Applications for adjustments.

(a) Any appeals for relief from hardships resulting from the determination and public notice of maximum wages or salaries for any type of agricultural labor issued pursuant to this part and any applications for adjustment in such wages and salaries shall be filed by the employer or the employee with the State WFA Wage Board for the State in which the employee works. That wage board, after conducting such investigation as may be required and reviewing such applications for appeal, shall have the authority to make such determinations as are consistent with the intent of these regulations and the applicable determination and public notice. Three members of such a wage board shall constitute a quorum to act upon such applications and appeals. Such wage board shall forward a copy of all its rulings on such applications and appeals to the Administrator. Each such ruling of a wage board shall be final, subject only to the Administrator's right of review on his own initiative. Any reversal or modification of such a ruling by the Administrator shall take effect from the date the affected party is notified thereof or at such later date as is specified in the notification: *Provided, however*, That if a ruling denying an application for permission to make a wage increase is overruled, the final ruling by the Administrator shall incorporate the effective date of the adjustment.

(b) Any increases in or payments of wages or salaries above the maximum rates established in any determination and public notice issued by the Administrator will be in violation of this part if made without approval. The increase or payment will only be lawful from the date specified in the ruling which grants the application or appeal.

(c) If an appeal for relief from hardship or an application for adjustment of wages and salaries is granted by a wage board pursuant to paragraph (a) of this section, the employer shall post in a conspicuous place available to his employees a copy of the ruling of the board. If any of the employees cannot read the English language but can read another language or languages, the ruling shall also be posted in the same manner in such other language or languages. (As amended Jan. 20, 1944.)

§ 1107.6 Standards to be used by State WFA Wage Boards in making determinations relative to appeals and adjustments. State WFA Wage Boards may make determinations on appeals for relief from hardship and applications for adjustment in wages and salaries only in the following instances:

(a) Reasonable adjustments may be made in case of employees paid on a weekly, monthly, or annual basis in cases of promotions, reclassifications, merit increases, length of service, and incentive payments, provided that such adjustments do not increase the level of production costs appreciably.

(b) Reasonable adjustments may be made where an employee is paid on an hourly or piece rate basis in case of:

(1) Incentive payments,

(2) Sparse yield in parts of the areas affected as a result of which certain workers or groups of workers are unable to earn an amount fairly comparable to their estimated earning capacity under the normal yield on which the wage ceiling is based,

(3) Unusual weather and atmospheric conditions which reduce to below normal the number of working hours per day and hence reduce the daily earnings below a reasonable level, or

(4) Other unusual circumstances beyond the control of the employer or the employees which prevent the latter from earning an amount fairly comparable to their estimated earning capacity under normal circumstances.

The burden of justifying an appeal or application for adjustment shall in each instance be upon the employer or employee seeking such appeal or such adjustment. (As issued Jan. 20, 1944.)

§ 1107.7 Limitation on effect of adjustments granted by State WFA Wage Boards. No increase in salary or wage payments which is granted by a State WFA Wage Board either an appeal for relief from hardship or an application for adjustment shall furnish the basis either to increase prices or to resist otherwise justifiable reductions in prices, or furnish the basis for further wage or salary increases. (As issued Jan. 20, 1944.)

§ 1107.8 Effect of unlawful payments—(a) Amounts disregarded. In any case where the Administrator determines, under the procedure set forth herein, that a salary or wage payment has been increased in **concentration** of these regulations or of any determination and public notice issued by the Administrator, the amount of the salary or wage paid or accrued at the increased rate, shall be disregarded by all executive departments and all other agencies of the Government for the purposes of:

(1) Determining costs or expenses of the employer for the purpose of any law or regulation, either heretofore or hereafter enacted or promulgated, including the Emergency Price Control Act of 1942, as amended, or any maximum price regulation thereof;

(2) Calculating deductions under the revenue laws of the United States; or

(3) Determining costs or expenses under any contract made by or on behalf of the United States.

(b) Criminal penalties. Any person, whether an employer or an employee, who wilfully violates any provision of this part or any determination and public notice issued by the Administrator, shall, upon conviction thereof, be subject to a fine of not more than \$1,000.00, or to imprisonment for not more than one year, or to both such fine and imprisonment. (As issued Jan. 20, 1944.)

§ 1107.9 Procedure for determination of violations—(a) Wage boards. Wage boards are, pursuant to § 1100.4 relative to salaries and wages of agricultural labor, authorized to conduct hearings on behalf of the War Food Administrator for the purpose of making findings of

fact and recommendations with respect to alleged violations of specific wage ceiling regulations. For such hearings three members of the wage board shall constitute a quorum and the chairman of the wage board, or temporary chairman in the absence of the regular chairman, shall act as presiding officer at the hearings, administer oaths and affirmations, and rule on motions, requests, and on the admission and exclusion of evidence. (As issued Jan. 20, 1944.)

(b) Preliminary investigation. Preliminary investigations of alleged unlawful wage or salary payments shall be made by representatives of the Administrator. A report of investigation shall be submitted to the Regional Attorney, United States Department of Agriculture, within whose region the state involved lies, for consideration. He shall forward the report, with his recommendations to the wage board which has jurisdiction over the alleged violation. If, after consideration of such report and recommendations the wage board is of the opinion that there is reasonable cause to believe that a violation has occurred, the wage board shall request the alleged violator to appear at a hearing before the wage board at a place designated by the wage board: *Provided, however*, That the wage board may direct that such hearing shall be held before a person authorized to act as an examiner, presiding officer, or referee, by the designation, issued October 25, 1943, entitled "Designation of Persons to Hold Hearings, to Sign and Issue Subpoenas, and to Administer Oaths and Affirmations," (8 F.R. 14592), as amended. In the event that the wage board designates that a hearing shall be conducted by such an authorized person, the wage board, shall notify the Associate Solicitor in Charge of Food Production and Commodity Credit who shall name such an authorized person to preside at such hearing and such person shall give notice of the hearing and shall take all other steps required by this section for the holding of hearings, and shall forward the record, together with his recommendation to the Administrator. (Issued Jan. 20, 1944, and as currently amended.)

(c) Notice. Notice of the hearing shall be served on the alleged violator not less than ten (10) days prior to the date of the hearing. Such notice shall set forth (1) the time and place of the hearing, (2) a concise statement of the allegations of fact which constitute a basis for the proceeding, (3) a statement informing the alleged violator that he may be represented by counsel at the hearing and will be given full opportunity to present written or oral testimony and to examine and cross examine witnesses on all matters relating to the charges, and (4) a statement informing the alleged violator that failure to appear will not preclude the wage board from taking testimony, receiving proof and making findings and recommendations with respect to the charges. (As issued Jan. 20, 1944.)

(d) Conduct of the hearing. The rules of evidence prevailing in courts of law and equity shall not be controlling. The

contravention



test of admissibility shall be the reliability, relevancy, and probative force of the evidence offered.

All testimony shall be given under oath and a written transcript of the hearing shall be made.

The presiding officer shall afford reasonable opportunity for cross-examination of the witnesses. At the close of the hearing, the presiding officer may, at his discretion, allow a short period for the presentation of oral argument, or for a summary of the facts disclosed at the hearing and, if he deems it advisable, may allow briefs to be filed within a period described by him, not to exceed five (5) days. (As issued Jan. 20, 1944.)

(e) *Findings and recommendations.* Upon conclusion of the hearing, a majority of the wage board shall prepare findings of fact and recommendations and submit them, together with the transcript of the proceedings to the Administrator. A copy of the findings of fact and recommendations shall be served on the alleged violator. After consideration of the record, the Administrator shall determine whether the alleged violator has made salary or wage payments in contravention of these regulations or any specific wage ceiling regulations issued pursuant to these regulations or any determination and public notice issued by him and shall make appropriate findings and conclusions. A copy of such determination and of such findings and conclusions shall be served by registered mail on the alleged violator. (Issued Jan. 20, 1944, amended July 8, 1944 and as currently amended.)

(f) *Petition for reconsideration.* Within five (5) days after receipt of a copy of the Administrator's determination and findings and conclusions, the alleged violator may file with the hearing clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., a petition for reconsideration of such determination. Such petition may be accompanied by any affidavits or briefs which the alleged violator desires to submit. Within a reasonable time after receiving such a request for reconsideration, the Administrator shall affirm, modify, or reverse his original determination, or direct a further hearing to be held. Such further hearing shall follow the procedure prescribed for the original hearing. (Issued Jan. 20, 1944 and as currently amended.)

§ 1107.10 *Inspection of records.* Upon request of an authorized agent of the War Food Administrator, the Department of Agriculture, or a WFA Wage Board, any person, including an independent contractor, employing or paying agricultural labor performing services described in any specific wage ceiling regulation issued pursuant to these regulations, shall make available for inspection and audit by such authorized agent all employment and wage records kept by such persons, such inspection and audit to be made at a place designated by such authorized agent, unless such person prefers to have the audit

and inspection made at such person's place of business where such records are kept. (Amendment of July 8, 1944.)

§ 1107.11 *Evasions.* The salary or wage limitations described in any specific wage ceiling regulation issued pursuant to these regulations shall not be evaded either by direct or indirect methods in connection with any contract of hire, offer, solicitation, or agreement for the payment of any agricultural labor described in such specific wage ceiling regulation, or by payment, gift, or any other form of compensation to any such agricultural labor, such compensation including, but not limited to, bonuses, gifts, perquisites, transportation, salary, allowance of payment for not working, or payment for more volume or hours than those actually worked. Nor shall any person either singly or in conjunction with others pay any agricultural labor described in any specific wage ceiling regulation issued pursuant to these regulations any additional compensation of any kind whatsoever for performing work for which such employee is receiving or will receive a salary or wages if such additional compensation would have the effect of increasing the total compensation of such employee to more than is permitted by the terms of the specific wage ceiling regulation applicable to such agricultural labor. (Currently added.)

Issued this 23d day of October 1944.

WILSON COWEN,  
Acting War Food Administrator.

[F. R. Doc. 44-16380; Filed, Oct. 24, 1944;  
11:15 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter VIII—Foreign Economic Administration

#### Subchapter B—Export Control [Amdt. 243]

#### PART 802—GENERAL LICENSES

##### CORSICA; ADDITION TO LIST

Paragraph (b) of § 802.25 *General License "G-POST"* (9 F.R. 8123, 11736) is hereby amended by adding Corsica to the list of countries designated under Group II thereof.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 238, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: October 23, 1944.

S. H. LEBENSBERGER,  
Director,  
Requirements and  
Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 44-16348; Filed, Oct. 24, 1944;  
10:08 a. m.]

## Chapter IX—War Production Board

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

### PART 1010—SUSPENSION ORDERS

[Suspension Order S-352, Revocation]

DANIEL KAUFFMAN

Suspension Order No. S-352 effective June 24, 1943, was issued against Daniel Kauffman, Lancaster, Pennsylvania, who is engaged in the business of buying and selling metal scrap. An appeal was filed with the Chief Compliance Commissioner on July 2, 1943. The case was reviewed by the Chief Compliance Commissioner, as a result of which on August 19, 1943, the appeal was dismissed.

The suspension order provided that during the effective period of the order, Daniel Kauffman, his successors and assigns, are prohibited from ordering, purchasing or receiving copper, copper base alloy, or scrap as said terms are defined in Supplementary Order M-9-b, until his total inventory of all said materials has been reduced to 3,000 pounds by actual weight and so found by the War Production Board. The respondent has furnished satisfactory evidence that his total inventory has been reduced to less than 3,000 pounds. The Chief Compliance Commissioner has therefore directed that Suspension Order No. S-352 be revoked forthwith.

In view of the foregoing: It is hereby ordered, that: § 1010.352, *Suspension Order No. S-352* be revoked.

Issued this 23d day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16346; Filed, Oct. 23, 1944;  
4:30 p. m.]

### PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[Limitation Order L-38, Direction 3]

#### PRODUCTION QUOTAS FOR REFRIGERATED DISPLAY CASES

The following direction is issued pursuant to Limitation Order L-38:

(a) *Purpose of this direction.* This direction is issued pursuant to paragraph (g) (2) of Order L-38, and provides for the production of an aggregate of approximately 8,000 refrigerated display cases for replacement purposes during the twelve month period commencing October 1, 1944, and explains how a display case manufacturer may obtain permission to produce a part of this quantity and may get needed materials for that purpose. It does not apply to high side equipment.

(b) *How to apply for a quota.* Production is authorized under this direction only when specific permission is granted to the individual manufacturer by the War Production Board.



In general, production will be authorized and material allocated (to the extent available) with the view of permitting production where this will not require materials, components, facilities or labor needed for war purposes, and will not otherwise adversely affect or interfere with the production for war purposes. In the case of each applicant, there will be taken into account his situation with respect to the production and distribution facilities available and such other factors as may be proper. Authorization will not be dependent upon the applicant's having been engaged in the production of such cases at some previous time.

A person wishing to obtain authorization to produce display cases under this direction should file the following forms with the Field Office of the War Production Board for the District in which his plant is located:

(1) Application on Form CMP-4B should be made, showing in section II of the form the number of display cases the applicant wishes and believes he is in position to produce during any one or more calendar quarters from October 1, 1944 through September 30, 1945, and applying for an allotment and preference rating for any materials needed for such production; and

(2) Form WPB-3820 (four copies) should accompany the application, with section II filled out. All applicants must file the form regardless of their size, and the exemption in Section I-A of Form CMP-4B does not apply.

To be assured of consideration under this direction, the application should be filed as promptly as practicable and not later than November 15, 1944.

(c) *Authorization to produce.* Applications properly filed under this direction may be granted by the War Production Board, in whole or in part. Authorization to produce will be given on Form GA-1850 or other applicable form, and any necessary allotments and ratings on Form CMPL-150, CMPL-200, or other applicable form.

If granted, the authorization will permit production during one or more of the calendar quarters in the twelve-month period commencing October 1, 1944. (Since future labor conditions in a particular area may not be foreseeable for more than three to six months ahead, this fact should be considered by the applicant in stating the quarter or quarters in which production is applied for.)

If the first application is not approved, the manufacturer may file subsequent applications in a similar manner (on Form CMP-4B accompanied by Form WPB-3820) whenever he feels that changes in the labor situation or other factors may justify favorable action, and his new application may be reconsidered if materials are still available. (This does not preclude appeals from denial of the original application in accordance with Priorities Regulation 16.)

A manufacturer who receives an authorization under this direction must not produce under it a greater number of display cases than the authorization permits him to make, although a deficiency in production of the quantity authorized during any calendar quarter may be made up in any subsequent calendar quarter, unless the authorization which is given states otherwise.

(d) *Distribution.* All display cases produced under this direction must be delivered in accordance with applicable terms of Limitation Order L-38 and other orders and regulations of the War Production Board.

(e) *Order L-38.* To the extent that any provision of this direction is inconsistent with the terms of Order L-38, the provision in this direction controls.

**NOTE:** The reporting requirements in this direction have been approved by the Bureau

of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 24th day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16381; Filed, Oct. 24, 1944;  
11:51 a. m.]

#### PART 3056—PETROLEUM COKE

[Conservation Order M-212, Revocation]

Section 3056.1 *Conservation Order M-212* is hereby revoked. This action shall not be construed to affect in any way any liability or penalty incurred under the order.

Issued this 24th day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16382; Filed, Oct. 24, 1944;  
11:51 a. m.]

#### PART 3270—CONTAINERS

[Conservation Order M-81, Direction 5]

PACKING QUOTAS FOR NOVEMBER AND DECEMBER, 1944

The following direction is issued pursuant to Conservation Order M-81:

(a) Notwithstanding the provisions of paragraph (b) of this order putting packing quotas on an annual basis, no person shall, during each of the following months, purchase, accept delivery of or use for packing items 3, 4, 5, 6, 7 and 8 of Schedule II of the order for purposes other than those exempt from the quota in the headnote to Schedule II, more cans than 7½ per cent of his 1944 packing quota for such items:

(1) November, 1944; (2) December, 1944.

(b) This direction shall not apply to (1) a small user as provided for in paragraph (m) of the order, and (2) cans used for packing under the exceptions contained in paragraph (k) of the order entitled "Exceptions".

(c) Nothing in this direction shall permit anyone to pack more of a product during 1944 than his packing quota for that product as specified under paragraph (b) of Order M-81.

Issued this 23d day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16343; Filed, Oct. 23, 1944;  
4:30 p. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, as Amended Oct. 23, 1944]

COTTON TEXTILE DISTRIBUTION AND SALE  
YARN PRODUCTION

§ 3290.115 *General Conservation Order M-317.* The fulfillment of require-

<sup>1</sup> Limitation Order L-99 relates to cotton textile production.

ments for the defense of the United States has created a shortage in the supply of cotton textiles and materials for making cotton textiles for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense: (a) *Definitions.* In this order (which term includes orders supplementary to this order):

(1) "Cotton textiles" means the following products, containing 50% or more by weight of cotton or cotton waste, or a combination of the two:

(i) Woven and braided fabrics, whether gray, original mill or regular finish, bleached, dyed or printed, and the following cotton products: bedsheets, pillow cases, blankets, towels, diapers, face cloths and table "linens"; and

(ii) Yarns, whether gray, bleached, colored, mercerized, glazed, polished, single, plied, cabled or braided, including thread, twines and cordage (e. g. tying, sail, seine, etc. twine, rope, sash, cord, etc.) and including any of the foregoing which may be spun on roving, ring, mule or converted twister spindles.

"Cotton textiles" does not include:

Cotton duck as defined in Conservation Order M-91;

Blankets or blanketing containing 25 per cent or more by weight of wool;

Fabrics (other than blankets or blanketing) or yarns containing wool produced on the woolen or worsted system.

(2) (i) "Producer" means any manufacturer who makes cotton textiles in the United States.

(ii) "Intermediate processor" means any person engaged in the United States in the business of bleaching, dyeing or otherwise finishing cotton textiles and delivering or using them in the United States for his own account in the bleached or otherwise finished state.

(iii) "Processor" means any person engaged in the United States in the business of manufacturing or having manufactured in the United States for his account, any product in which cotton textiles are incorporated.

(iv) "Merchant" means any person engaged in the United States in the business of purchasing cotton textiles for resale in the United States in the form in which purchased.

(v) "User" means any person other than a producer, intermediate processor or processor, who purchases cotton textiles for his own use in the United States in any business, industry, profession or occupation.

(vi) Any person who performs the functions of more than one of the foregoing—regardless of his customary manner of conducting his business—shall, for the purpose of the following be deemed a separate person with respect to each of those capacities, and he is required to:

(a) Accept rated orders for cotton textiles in preference to any other contracts, orders or uses even though he has not in the past accepted or filled orders for that particular cotton textile, and also to fill them in accordance with the rules of Priorities Regulation No. 1 (In the case



of yarn, this requirement applies only to yarn required to be produced and delivered by the provision of par. (d) of Supplementary Order M317-B);

(b) Use the ratings assigned by this order (including Supplementary Orders M-317A and M-317B) and

(c) Apply the inventory restrictions of this order.

(vii) The definitions in subdivisions (i) to (v) above do not include the United States Army, Navy, Maritime Commission or War Shipping Administration.

(3) Trade terms used in this order shall have their usual trade significance unless otherwise specified.

(b) *Assignment of ratings.*<sup>2</sup> The preference ratings specified in the Preference Rating Schedules of Supplementary Orders M-317A and M-317B are assigned to the persons in Column I for the cotton textiles in Column II to be used only as specified in Column III.

(c) *Compulsory use of ratings assigned in schedules or by Form WPB-2842.* No intermediate processor, processor, merchant or user shall purchase or accept delivery of a cotton textile for a purpose for which a rating for that cotton textile is assigned to him in a Preference Rating Schedule of Supplementary Orders M-317A or M-317B unless he uses that rating or a rating assigned on Form WPB-2842. However, a merchant who purchases cotton textiles for sale at retail, or a user, if he wishes, may purchase or accept delivery of cotton textiles without a preference rating. The provisions of this paragraph do not apply to purchases for delivery or ultimate delivery to, or for incorporation into any product for direct or ultimate delivery to, the United States Army, Navy, Maritime Commission or War Shipping Administration, nor do they prohibit the use of an AAA rating.

This rule does not change the rating on the finished product. For example, even though a manufacturer (processor), who is assigned a rating in the AA-2X Preference Rating Schedule of Supplementary Order M-317A to obtain twills to make coated abrasive products, holds an AA-1 order for coated abrasive products, he must use the AA-2X rating given by the schedule to obtain the twills, and may not extend the AA-1 rating for this purpose. The AA-1 rating, however, remains applicable to the finished coated abrasive product for all other purposes (such as to determine the sequence of deliveries). Similarly in the case of yarns, even though a manufacturer (processor), who is assigned a rating in the AA-2X Preference Rating Schedule of Supplementary Order M-317B to obtain cotton sale yarn to make transmission belts, holds an AA-1 order for transmission belts, he must use the AA-2X rating given by the schedule to obtain the cotton sale yarn and may not use the AA-1 rating for this purpose. The AA-1 rating, however, remains applicable to the product for all other pur-

poses (such as to determine the sequence of deliveries).

(d) *How ratings for cotton textiles are to be applied or extended.* Preference ratings shall be applied and extended as provided in Priorities Regulation 3. The standard certification described in Priorities Regulation 7 may be used in applying or extending the rating, but the provisions of subparagraph (1) or (2) below must also be complied with.

(1) *Cotton textiles for export.* In the case of products which are to be exported (or to replace in inventory the exported products) in the form of cotton textiles, or in the form of clothing manufactured from piece goods purchased with a preference rating assigned (a) in connection with an export license or release certificate issued by the Foreign Economic Administration or a U. S. Treasury Procurement Division contract or requisition placed for Foreign Economic Administration, or (b) on Form WPB-2842 issued in connection with a license, release certificate or contract referred to in (a), the purchaser shall place upon the purchase order an appropriate notation, with the blanks properly filled in, substantially as follows (except where that product or clothing is for direct or ultimate delivery to the U. S. Army, Navy, Maritime Commission, War Shipping Administration or American Red Cross):

These cotton textiles will be exported, or will replace in inventory cotton textiles exported after December 24, 1943.

And also one of the following statements is to be made:

The preference rating was applied by the United States Treasury Procurement Division in connection with contract number \_\_\_\_\_ [In the case of United States Treasury Procurement for Foreign Economic Administration];

or

The preference rating was applied in connection with Export License number \_\_\_\_\_ dated \_\_\_\_\_, or Release Certificate number \_\_\_\_\_ dated \_\_\_\_\_. [In the case of export in connection with licenses or release certificates issued by Foreign Economic Administration];

or

The preference rating was applied in connection with the Canadian Cotton Administrator's serial number \_\_\_\_\_. [In the case of exports to Canada.]

When the above is complied with, the requirements of M-328 are met and it is unnecessary to use any other notation.

If a preference rating for cotton textiles which is assigned by the Foreign Economic Administration on an export license or release certificate has not been applied or extended to an order accepted by a producer or made the subject of a War Production Board scheduling direction at the end of six months from the date of issuance of the license or release certificate, it shall be deemed revoked. Ratings applied or extended to orders accepted by a producer or made the subject of War Production Board scheduling

directions at any time before August 1, 1944, for delivery before October 1, 1944, are excepted, however, from this provision.

(2) *Cotton textiles for domestic use.* In all other cases a person (other than the United States Army, Navy, Maritime Commission or War Shipping Administration on their direct purchase orders), applying or extending a rating for a cotton textile, which was assigned by a Preference Rating Schedule or under a War Production Board form, shall place upon the purchase order an appropriate notation, substantially as follows:

This rating has been assigned by M-317, Group(s) No. \_\_\_\_\_. [Insert applicable group number or numbers of Preference Rating Schedule.]

or

This rating has been assigned under Form WPB \_\_\_\_\_, Serial No. \_\_\_\_\_. [Insert the War Production Board form number and its serial number.]

When the above is complied with, the requirements of M-328 are met and it is unnecessary to use any other notation.

(e) *Restrictions relating to fiber or yarn.* (1) No person shall use any preference rating which was assigned, applied or extended for cotton textiles in order to obtain any synthetic fiber or synthetic yarn, except cotton textiles for direct or ultimate delivery to, or for incorporation into any product for direct or ultimate delivery to, the United States Army, Navy, Maritime Commission or War Shipping Administration.

(2) No person shall use any preference rating which was assigned, applied or extended for knitted or woven fabrics, in order to obtain cotton yarns defined in paragraph (a) (1) (ii). If he does not own or control spinning machinery, he may use the rating to obtain cotton yarns for incorporation into products for direct or ultimate delivery to the United States Army, Navy, Maritime Commission or War Shipping Administration. If he does own or control spinning machinery, upon his showing on Form WPB-2842 the extent to which it is insufficient or unsuitable to produce cotton yarns required for incorporation into products for direct or ultimate delivery to the United States Army, Navy, Maritime Commission or War Shipping Administration, the War Production Board may authorize him to use that rating to obtain a specific quantity of cotton yarns for that purpose.

(3) No person owning or controlling spinning machinery shall use any preference rating which was assigned, applied or extended for yarn, in order to obtain cotton yarns defined in paragraph (a) (1) (ii), except to the extent authorized by the War Production Board, upon his showing, on Form WPB-2842, that his own spinning is insufficient or unsuitable.

(f) *Distribution schedules.* (1) Each producer—even if he is also an intermediate processor, processor, merchant or user—shall, from the production of each calendar quarter, deliver or set aside for later delivery on rated orders those percentages of his total production (in

<sup>2</sup> Conservation Order M-328 permits other preference ratings, as well as those assigned by this order, and imposes conditions on the use of all ratings for cotton textiles.



pounds or yards according to his usual method of operation) of each cotton textile as specified in the Distribution Schedules of Supplementary Orders M-317A and M-317B. Exceptions from the requirements of the Distribution Schedules of Supplementary Orders M-317A and M-317B may be granted by the War Production Board pursuant to specific applications in writing when the fulfillment of any Distribution Schedule's requirement would prevent deliveries of cotton textiles for orders rated AA-2X or higher.

(2) The War Production Board may establish other percentages with respect to any of the cotton textiles listed in the Distribution Schedules of Supplementary Orders M-317A and M-317B.

(3) The requirements of the Distribution Schedules of Supplementary Orders M-317A and M-317B supersede all authorizations, issued before May 29, 1944, on appeal from this order, from Limitation Order L-99 or from Supplementary Limitation Order L-99-a.

(g) *Advance orders.* No person shall be required to accept any rated order for cotton textiles calling for delivery more than 90 days after the receipt of the order, except from the United States Army, Navy, Maritime Commission or War Shipping Administration.

(h) *Special conditions.* No producer, intermediate processor, processor, merchant or user shall sell, deliver, buy, accept or use a cotton textile or any product containing a cotton textile or assign, apply or extend a preference rating contrary to the provisions in Column III of a Preference Rating Schedule of Supplementary Orders M-317A and M-317B in Column V of a Distribution Schedule of Supplementary Orders M-317A and M-317B or in any written direction of the War Production Board.

(i) *Exports.* No person shall purchase for export without a preference rating any cotton textiles, except woven or braided fabrics 12" or less wide, remnants (pieces shorter than ten yards) and rags (pieces shorter than two yards commonly sold by the pound).

(j) *Inventory restrictions.* No person shall accept delivery of any cotton textiles if his aggregate inventory exceeds or would then exceed the lesser of (1) a practicable minimum working inventory, or (2) his requirements for 90 days (except in the case of merchants and users of cotton textiles used in crop cultivation).

In computing inventory include products in process of manufacture but exclude cotton textiles in transit or in process of conversion.

(k) *Allocation.* The War Production Board may assign preference ratings for or allocate and direct deliveries of cotton textiles pursuant to application on Form WPB-2842.

(l) *Applicability of regulations.* Except as otherwise provided herein, this order and all transactions affected thereby are subject to all applicable regulations of the War Production Board.

(m) *Appeals.* Any appeal from the provisions of this order or of Supplementary Orders M-317A and M-317B shall be made by filing a letter in triplicate, re-

ferring to the particular provisions appealed from, and stating fully the grounds of the appeal.

(n) *Records and reports.* (1) Each person applying a preference rating assigned in a Preference Rating Schedule of Supplementary Orders M-317A and M-317B shall maintain at his regular place of business accurate records of the quantities of each type of listed cotton textile ordered with the use of such a rating, the quantities of each such type of cotton textile received and entered into production, and the quantities of each listed cotton textile product manufactured. These records shall be preserved for a period of not less than two years, and shall, upon request, be submitted to audits and inspections by duly authorized representatives of the War Production Board. Subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942, all persons affected by this order shall execute and file with the War Production Board such reports as the War Production Board shall from time to time request.

(2) All persons operating spindles for the production of cotton yarn of any kind shall file with the War Production Board, at the times specified in the reporting form, reports on Form WPB-658-E, giving the information therein required. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(o) *Violations.* Any person who wilfully violates any provision of this order (including Supplementary Orders M-317A and M-317B), or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control, and may be deprived of priorities assistance.

(p) *Communications.* All reports to be filed, appeals and other communications concerning this order should be addressed to: War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., Ref.: M-317.

Issued this 23d day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16344; Filed, Oct. 23, 1944;  
4:30 p. m.]

#### Chapter XI—Office of Price Administration

##### PART 1404—RATIONING OF FOOTWEAR

[RO 17, Amdt. 81]

##### SHOES

A rationale accompanying this amendment, issued simultaneously herewith,

<sup>1</sup> 8 F.R. 15839, 16605, 16996; 9 F.R. 92, 573, 764, 2232, 2656, 2947, 2829, 3340, 3944, 4391, 5254, 5805, 6233, 6647, 6455, 7080, 7773, 8254, 8339, 8340, 8931, 9355, 9901, 10589, 10984, 10985,

has been filed with the Division of the Federal Register.\*

Section 1.16 is amended to read as follows:

SEC. 1.16 *What war ration stamps are for shoes.* The following schedule shows what stamps are evidence of a right to acquire shoes and the time they are valid.

War ration book No.	Stamp	Valid period (For men's, women's, and children's shoes)
One....	17.....	First Tuesday after effective date of order to June 15, 1943 inclusive.
One....	18.....	June 16, 1943, to April 30, 1944, inclusive.
Three..	Airplane 1..	Nov. 1, 1943, to date to be announced by the Office of Price Administration.
Three..	Airplane 2..	May 1, 1944, to date to be announced by the Office of Price Administration.
Three..	Airplane 3..	Nov. 1, 1944, to date to be announced by the Office of Price Administration.

This amendment shall become effective October 27, 1944.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16334; Filed, Oct. 23, 1944;  
3:32 p. m.]

#### PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[RMPR 471, Amdt. 1]

##### LEGUME AND GRASS SEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 6 of Revised Maximum Price Regulation 471 is amended to read as follows:

SEC. 6. *Records and reports.* (a) Every person subject to this regulation making a sale or purchase of legume or grass seeds in the course of trade or business on or after the 23d day of October, 1944, shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of such sales and purchases, including the date thereof, name of the seller and purchaser, price paid or received, buyer's receiving point and the quantity and quality of legume and grass seeds sold or purchased, and a representative sample of every lot of seed purchased.

(b) Every person subject to the regulation keeping on file a representative sample of a lot of seed in accordance with the provisions of paragraph (a) must keep such representative samples on file for at least one year for the purposes of this regulation.

(c) Every person subject to this regulation making a sale of quality-cleaned

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup> 9 F.R. 8340, 10427.



or processed legume and grass seeds as a commercial processor must declare on his records, such as bills, invoices, sales contracts and other documents relating to every sale or delivery of legume and grass seeds, that he qualifies as a commercial processor in accordance with the provisions of this regulation (section 8, item (17)) and that he functioned as a commercial processor prior to September 29, 1943.

(d) Every person subject to this regulation claiming to qualify as a commercial processor in accordance with the provisions of this regulation (section 8, item (17)) must submit to his nearest District OPA Office a complete and accurate statement of the functions he performs as a commercial processor. Such statement, blank forms (OPA-Form No. 634-2049) for which should be obtained from the nearest District OPA Office, must contain the following information:

- (1) Name and address of firm;
- (2) Kind and quantity of seeds handled for which he qualifies as a commercial processor;
- (3) Kind of seed-processing equipment used in processing plant;
- (i) Bulking and blending facilities,
- (ii) Specialized seed-processing machinery,
- (iii) Seed laboratory used;
- (4) Names and addresses of at least three commercial processors or wholesalers to whom he, as a commercial processor, sold processed legume or grass seeds prior to September 29, 1943.

(e) Upon demand every seller of legume and grass seeds shall submit such records as are provided for in this section to the Office of Price Administration and keep such further records as the Office of Price Administration may from time to time require.

This amendment shall become effective October 23, 1944.

NOTE: The record keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

Approved: October 19, 1944.

GROVER B. HILL,  
First Assistant War Food  
Administrator.

[F. R. Doc. 44-16335; Filed, Oct. 23, 1944;  
3:32 p. m.]

#### PART 1340—FUEL [RMPR 137, Amdt. 6]

##### PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation No. 137 is amended in the following respects:

\*Copies may be obtained from the Office of Price Administration.

1. Section 7 (j) is amended to read as follows:

(j) *Grade.* In establishing a maximum price for automotive gasoline, grade means the three trade classifications of gasoline, namely, premium, regular or third grade. Premium grade gasoline shall have a minimum octane number of 75 A. S. T. M. The specifications for regular and third grade gasoline shall be the specifications generally recognized in a particular locality by the petroleum industry for retail sales of these grades.

2. Section 10 (a) (1) is amended to read as follows:

(1) *March 1942 price.* A seller's maximum price for each grade of a petroleum product shall be the highest price charged to a purchaser of the same class by such seller at each retail establishment during March 1942 for each grade of a petroleum product, plus or minus the increases or reductions provided for in section 11.

3. Section 10 (a) (2) is amended to read as follows:

(2) *March 1942 price of nearby seller.* If a seller did not sell a petroleum product of a particular grade at a retail establishment during March 1942, his maximum price for this grade shall be obtained by adopting the maximum price for this grade of any seller located within a radius of one mile from his retail establishment, who is a seller of his same class.

This amendment shall become effective October 30, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16374; Filed, Oct. 24, 1944;  
11:31 a. m.]

#### PART 1377—WOODEN CONTAINERS [RMPR 434, Amdt. 1]

##### USED FRUIT AND VEGETABLE CONTAINERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation 434, is amended in the following respects:

1. Section 2 (b) is amended to read as follows:

(b) *Transactions covered.* This regulation covers all sales and purchases of used fruit and vegetable containers within the continental limits of the United States.

2. Section 2 (c) is amended to read as follows:

(c) *Persons covered.* This regulation extends to any person who makes a sale and any person who makes a purchase which is covered by this regulation.

3. Section 8 (c) is amended to read as follows:

(c) *Dealer.* A "dealer" as referred to in this regulation is any person who buys

\*9 F.R. 968.

and sells used fruit and vegetable containers and maintains from season to season enclosed storage space and facilities for reconditioning such containers except that in the area covered by Table IV of this regulation, a dealer shall be considered as any person who buys and sells used fruit and vegetable containers and maintains facilities for reconditioning such containers.

The dealer level of price can be charged only by those persons who recondition and/or select all of the used containers which they handle. The dealer level of price cannot be charged by those persons who select these containers in good condition and resell those containers in need of reconditioning or repair.

This amendment shall become effective October 30, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16372; Filed, Oct. 24, 1944;  
11:32 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 3, Amdt. 49]

##### SUGAR

A rationale accompanying this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.\*

Revised Ration Order 3 is amended in the following respect:

Section 1407.89 (e) is added to read as follows:

(e) Sugar obtained as a provisional allowance may, unless otherwise authorized by the Office of Price Administration, be used only for the purpose for which it was granted.

This amendment shall become effective October 28, 1944.

(Pub. Law 421, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. No. 1 and Supp. Dir. No. 1E, 7 F.R. 562, 2965; War Food Order No. 56, 8 F.R. 2005, 9 F.R. 4319; War Food Order No. 64, 8 F.R. 7093, 9 F.R. 4319)

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16378; Filed, Oct. 24, 1944;  
11:30 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13, Amdt. 35 to 2d Rev. Supp. 1]

##### PROCESSED FOODS

Section 1407.1102 (e) (9) is added to read as follows:

\*9 F.R. 1433, 1534, 2233, 2826, 2828, 3031, 3513, 3579, 3847, 3944, 4099, 4350, 4474, 4880, 5220, 5254, 5220, 5166, 5426, 5346.  
\*9 F.R. 173, 908, 1181, 2091, 2290, 2553, 2830, 2947, 3580, 3707, 4542, 4605, 4607, 4883, 5956, 6103, 6151, 6450, 7344, 7423, 7433, 9169, 9170, 9266, 9278.



(9) S5, T5, U5, V5, and W5 are valid beginning November 1, 1944.

This amendment shall become effective October 28, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong., and by Pub. Law 383, 78th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; WFO No. 56, 8 F.R. 2005, 9 F.R. 4319, and WFO No. 58, 8 F.R. 2251, 9 F.R. 4319)

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16377; Filed, Oct. 24, 1944;  
11:30 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,<sup>1</sup> Amdt. 19 to 2d Rev. Supp. 1]

##### MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (e) (13) is added to read as follows:

(13) L5, M5, N5, and P5 are valid beginning October 29, 1944.

This amendment shall become effective October 28, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong., and by Pub. Law 383, 78th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; WFO No. 56, 8 F.R. 2005, 9 F.R. 4319; WFO No. 58, 8 F.R. 2251, 9 F.R. 4319; WFO No. 59, 8 F.R. 3471, 9 F.R. 4319; WFO No. 61, 8 F.R. 3471, 9 F.R. 4319, and Supp. 1 to WFO No. 61, 9 F.R. 9134, 9389)

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16376; Filed, Oct. 24, 1944;  
11:31 a. m.]

#### PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[3d Rev. MPR 216,<sup>2</sup> Amdt. 1]

##### EASTERN RAILROAD TIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Third Revised Maximum Price Regulation 216 is amended in the following respects:

1. The first paragraph of section 4 is amended to read as follows:

SEC. 4. *Transportation addition.* Transportation from the mill or point of production to the "normal loading-out point" must, in every instance, be provided on the seller's account. Rail,

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup> 9 F.R. 6772, 6825, 7262, 7438, 8147, 8931, 9266, 9278.

<sup>2</sup> 9 F.R. 11638.

barge, and towing charges paid by the seller for transportation beyond the normal loading-out point may, in every case, be added. Trucking charges may be added only when delivery is made by the seller to a destination which is not a loading-out point for railroad ties and from which there is no further movement. Where such delivery is made, the charge must be reduced by the cost of trucking to the seller's normal loading-out point. All additions for transportation must be shown separately on the invoice.

2. Section 6 (a) is amended to read as follows:

(a) An addition of \$0.20 per cross tie may be made to the maximum prices specified in section 15 by all persons who have registered as tie contractors.

This amendment shall become effective October 30, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16373; Filed, Oct. 24, 1944;  
11:31 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14 to GMPR, Corr. to Amdt. 171]

##### STORAGE AND HANDLING OF GENERAL COMMODITIES AT PHOENIX, ARIZ.

Section 8.2 (f) (1) of Revised Supplementary Regulation No. 14 is corrected to read as follows:

(f) *Storage and handling of general commodities at Phoenix, Arizona*—(1) *Maximum price.* The maximum prices that may be charged by Warehousemen in Phoenix, Arizona may not exceed the prices contained in Arizona Warehouse Tariff No. 1, incorporated in their application, Docket VIII—1499.75 (a) (3)—44W, and identified as Exhibit B.

This correction shall become effective as of September 18, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16375; Filed, Oct. 24, 1944;  
11:32 a. m.]

#### Chapter XVIII—Office of Economic Stabilization

[Directive 19]

##### PART 4003—SUBSIDIES: SUPPORT PRICES

###### 1944 CROP COTTON PURCHASE PROGRAM

The War Food Administrator, having submitted certain information to me and having by letter dated October 19, 1944, recommended that the War Food Administration, through Commodity Credit Corporation, undertake a 1944 Crop Cotton Purchase Program, under which Commodity Credit Corporation would offer to purchase 1944 crop cotton from producers at the following monthly prices, expressed in cents per pound, ba-

sis-middling  $1\frac{5}{16}$  inch, gross weight, flat cotton, Memphis, Tennessee: October 21.90, November 21.95, December 22.00, January 22.05, February 22.10, March 22.15, April 22.20, May 22.25 and June 22.25;

It is hereby found that this program, more fully described in the War Food Administrator's letter, is necessary to accomplish, with respect to cotton, the objective of section 3 of the Stabilization Act of 1942, as amended by the Stabilization Extension Act of 1944.

Accordingly, pursuant to the authority vested in me as Economic Stabilization Director, the War Food Administration is hereby authorized and directed to carry out, through the Commodity Credit Corporation, the 1944 Crop Cotton Purchase Program, described in the War Food Administrator's letter.

(E.O. 9250 and E.O. 9328)

Effective date: October 23, 1944.

Issued this 23d day of October 1944.

FRED M. VINSON,  
Economic Stabilization Director.

[F. R. Doc. 44-16329; Filed, Oct. 23, 1944;  
1:29 p. m.]

[Directive 20]

##### PART 4003—SUBSIDIES: SUPPORT PRICES

###### 1944 LOAN WHEAT PURCHASE PROGRAM

The War Food Administrator having submitted certain information and, by his letter and enclosure of October 20, 1944, having recommended adoption of a program pursuant to which Commodity Credit Corporation would purchase wheat upon which Commodity Credit Corporation loans are outstanding on May 1, 1945, such purchases to be made during May and June 1945 at a price equal to the loan value of wheat plus 15 cents per bushel;

It is hereby found that this program, more fully set out in the War Food Administrator's letter and enclosure, is necessary to accomplish, with respect to wheat, the objective of Section 3 of the Stabilization Act of 1942 as amended by the Stabilization Extension Act of 1944.

Accordingly, pursuant to the authority vested in me as Economic Stabilization Director, I hereby approve and direct the War Food Administration to carry out through the Commodity Credit Corporation, the program described in the War Food Administrator's letter.

(E.O. 9250 and E.O. 9328)

Effective date: October 23, 1944.

Issued this 23d day of October 1944.

FRED M. VINSON,  
Economic Stabilization Director.

[F. R. Doc. 44-16330; Filed, Oct. 23, 1944;  
1:29 p. m.]

[Directive 21]

##### PART 4003—SUBSIDIES: SUPPORT PRICES

###### DAIRY PRODUCTION, 1944; PAYMENTS IN DROUGHT AREAS

The directive issued August 26, 1944, (9 F.R. 10893) relative to dairy produc-



tion payments in drought areas is hereby amended to read as follows:

The War Food Administrator having submitted certain information and recommendations to me on August 4, August 26, and October 20, 1944, with reference to a program for dairy production payments in drought areas during the period August 5, 1944, to March 31, 1945, it is hereby found and determined that the purposes of the hold-the-line order, specifically, the policy established by Executive Orders 9250 and 9328 (3 CFR Cum. Supp., pp. 1213, 1267) will be effectuated by the making of payments to equalize, to the extent necessary, the excess costs incurred by dairy farmers who are forced to produce under winter conditions because of drought.

The War Food Administrator is, therefore, hereby authorized and directed to absorb, during the period August 5, 1944, through March 31, 1945, by the use of Commodity Credit Corporation funds, the aforesaid excess costs incurred by dairy farmers who are forced to produce under winter conditions because of drought in the areas designated below. Such drought payments shall be in addition to payments made under the War Food Administration Dairy Production Payments Program.

Effective date: August 5, 1944, for the following areas:

In Illinois, the counties of Johnson, Williamson, Edwards, Gallatin, Hamilton, Hardin, Massac, Pope, Saline, Wabash, Wayne, White, Clay, Crawford, Lawrence, Marion, Richland, Alexander, Jackson, Perry, Pulaski, Union, Franklin, and Jefferson.

In Indiana, the counties of Daviess, Dubois, Gibson, Knox, Martin, Pike, Posey, Spencer, Vanderburgh, Warrick, Crawford, Floyd, Harrison, Orange, Perry, Washington, Clark, Jefferson, Scott, Ohio, Switzerland, Owen, Greene, Sullivan, Jackson, Lawrence, Monroe, Dearborn, Jennings, and Ripley.

In Kentucky, all counties except Calloway, Carlisle, Fulton, Graves, Rickman, Marshall.

In Ohio the counties of Butler, Clermont, Clinton, Hamilton, Warren, Adams, Brown, Gallia, Highland, Jackson, Lawrence, Pike, Scioto, Meigs, Fayette, Ross, Athens, and Vinton.

In Tennessee, all counties except Fayette, Shelby, Dyer, Lake, Lauderdale, Obion, Tipton, Carroll, Chester, Crockett, Gibson, Hardeman, Haywood, Henderson, Henry, McNairy, Madison, Weakley, Benton, Decatur, and Hardin.

In Virginia, the counties of Buchanan, Dickenson, Lee, Russell, Scott, Washington, and Wise.

In West Virginia, the counties of Cabell, Jackson, Kanawha, Lincoln, Mason, Putnam, Roane, Wayne, Calhoun, Clay, Mingo, and Wirt.

September 1, 1944, for all other areas designated in the War Food Administrator's letter and enclosure of October 20, 1944.

(E.O. 9250 and E.O. 9328)

Effective date: October 23, 1944.

Issued this 23d day of October 1944.

FRED M. VINSON,  
Economic Stabilization Director.

[F. R. Doc. 44-16328; Filed, Oct. 23, 1944;  
1:29 p. m.]

## TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans' Administration

#### PART 3—ADJUDICATION: DISALLOWANCE AND AWARDS

##### COMPUTATION OF ANNUAL INCOME

Section 3.1228 is amended as follows:

§ 3.1228 *Computation of annual income for the purposes of § 35.013 of this chapter, or section 1 (c) of Public No. 198, 76th Congress (Act of July 19, 1939).*

(a) The annual income in any case coming within the purview of § 35.013 of this chapter, or section 1 (c) of Public No. 198, 76th Congress (Act of July 19, 1939), will be computed on the basis of the total annual income for the entire current calendar year. However, where the equities indicate, such annual income may be computed monthly on the basis of the rate of income for the current year. Under any method of calculation the question is whether the actual income for the calendar year exceeds the statutory income limitation. For example:

(1) When a new claim is filed and the income for the expired portion of the calendar year added to the income estimated for the balance of the year when computed on a lump sum basis or on the current monthly rate will not exceed the statutory limitation, benefits may be awarded as of the date of filing claim, if otherwise in order.

(2) Where the income on the date of filing claim exceeds the statutory limitation or is in such a sum that when added to the income estimated for the balance of the year when computed on a lump sum basis or the current monthly rate the statutory limitation will be exceeded, the claim will be disallowed.

(3) Where it appears reasonably certain that the total annual income for the entire current calendar year will not exceed the annual income limitation (as, for example, where the amount of income being received monthly at the beginning of a calendar year is at a rate which, if continued the entire year, would not exceed the annual income limitation, or where although the amount of income being received monthly at the beginning of a calendar year is at a rate which, if continued the entire year, would exceed the annual income limitations, but in which such rate will not be received for the entire twelve months as, for example, in the case of a school teacher paid for nine months of the year) payments may, upon receipt of the required information indicating that the income will not exceed the annual income limitation, be continued or restored currently (subject, at the end of the year, to retroactive increase if the facts require) or may be restored immediately effective as of the beginning of the year provided that a claim (informal) for restoration of the pension is made within one year from the date of discontinuance.

(4) On the other hand, if the amount of monthly income being received is at a rate which, if continued the entire year,

would exceed the annual income limitation, and there is nothing else to indicate that such annual income limitation will not be exceeded, then, obviously, payments should not be continued or resumed before the end of the calendar year when the total annual income received during such year may be definitely determined, and then only provided that a claim (informal) for restoration of the pension is made within one year from the date of discontinuance.

(5) Otherwise, benefits will be restored from the date of receipt of the claim or the date from which entitlement is shown, whichever is the later.

(6) Where the receipt of a lump sum payment or of several instalment payments coming within the definition of the term "Annual Income", for the purposes of § 35.013 (b) of this chapter, or section 1 (c) of Public No. 198, 76th Congress (Act of July 19, 1939), results in the discontinuance of benefits the restoration of such benefits, if otherwise in order, will be authorized as of the first day of the calendar year following that in which payments were received exceeding the limits fixed by that regulation. (A. D. 454.) (See § 5.2548 (6) of this chapter.) (October 28, 1944.)

No change in (b).

(c) The 5 percent deducted from the salary of a Civil Service employee as provided in the Civil Service Retirement Act, as amended, is to be considered as salary for the purposes of section 30, Public No. 141, 73d Congress, § 35.013 of this chapter, or section 1 (c) of Public No. 198, 76th Congress (Act of July 19, 1939), i. e., the salary of the employee is not determined by the amount he actually receives in cash, but includes deductions made by virtue of the Civil Service Retirement Act. The value of salary received in kind also constitutes income.

(d) Canceled. (October 28, 1944.)

(57 Stat. 554-560)

[SEAL] FRANK T. HINES,  
Administrator of Veterans Affairs.

OCTOBER 23, 1944.

[F. R. Doc. 44-16362, Filed, Oct. 24, 1944;  
11:22 a. m.]

#### PART 5—ADJUDICATION: DEPENDENTS' CLAIMS

RATES OF DEATH PENSION AND COMPENSATION FOR WIDOWS, REMARRIED WIDOWS, CHILDREN, AND DEPENDENT PARENTS; ACCRUED AMOUNTS DUE AND UNPAID AT DEATH

Paragraph (e) of § 5.2660 is amended to read as follows:

§ 5.2660 *Accrued amounts.* \* \* \*

(e) Readjustment allowance and subsistence allowance under the provisions of Public No. 346, 78th Congress, remaining due and unpaid at the date of the veteran's death shall be payable under the provisions of this section: *Provided*, That readjustment allowance shall be payable only under the provisions of



paragraphs (a) and (c) hereof. (October 27, 1944)

(57 Stat. 554-560; 58 Stat. 284)

[SEAL] FRANK T. HINES,  
Administrator of Veterans' Affairs.

OCTOBER 23, 1944.

[F. R. Doc. 44-16359; Filed, Oct. 24, 1944;  
11:22 a. m.]

#### PART 25—MEDICAL

##### GUIDE DOGS OR MECHANICAL AND ELECTRONIC EQUIPMENT FOR BLIND BENEFICIARIES

Section 25.6118 is added as follows:

§ 25.6118 *Guide dogs or mechanical and electronic equipment for blind beneficiaries.* (a) Pursuant to the provisions of Public No. 309, 78th Congress, approved May 24, 1944, blind ex-members of the armed forces entitled to disability compensation or pension for a service-connected disability may be furnished a trained seeing-eye or guide dog. In addition, they may be supplied the necessary travel expenses to and from their places of residence to the point where adjustment to the seeing-eye or guide dog is available and meals and lodging during the period of adjustment, provided they are required to be away from their usual places of residence during the period of adjustment.

(b) Mechanical and electronic equipment considered as aiding in overcoming the handicap of blindness may also be supplied beneficiaries defined in (a). (October 27, 1944.)

(58 Stat. 226)

[SEAL] FRANK T. HINES,  
Administrator of Veterans' Affairs.

OCTOBER 23, 1944.

[F. R. Doc. 44-16360; Filed, Oct. 24, 1944;  
11:22 a. m.]

#### PART 36—REGULATIONS UNDER SERVICE- MEN'S READJUSTMENT ACT OF 1944

##### PAYMENTS TO APPROVED INSTITUTIONS FOR EDUCATION OR TRAINING

Sections 36.207 and 36.208 are amended and § 36.209 is added, as follows:

Sec.

36.207 Authority of manager to pay institutions.

36.208 Definition of "ordinary school year."

36.209 Deduction of amount of scholarship award.

AUTHORITY: §§ 36.207 to 36.209, inclusive, issued under 58 Stat. 284.

§ 36.207 *Authority of manager to pay institutions.* When a veteran entitled to the benefits provided under Part VIII, Veterans Regulation Numbered 1 (a), as amended, elects his course of training and chooses the approved educational or training institution where he wishes to pursue his course of training and is accepted by and enrolled in a full-time or a part-time course in such approved institution, the manager of the regional office is authorized to pay to such institution for the veteran's tuition, laboratory, library, health, infirmary and other

similar fees, and for books, supplies, equipment and other necessary expenses, exclusive of board, lodging, other living expenses and travel, as are generally required for the successful pursuit and completion of the course by other students in the institution.

(a) *Charges for tuition, laboratory, library, health, infirmary and other similar fees.* Pursuant to the authority contained in the Servicemen's Readjustment Act of 1944, the Administrator hereby determines that the charges established in accordance therewith, and pursuant to the limitations thereof, the following provisions are fair and reasonable for the purpose of enabling the institutions to give the services required by said act and are within the intent and authority of paragraph 5, section 400 (b), Title II, of said act.

(1) The charges for tuition, laboratory, library, health, infirmary and other similar fees customarily made by the approved institution for any student who pursues the particular course of training, except that the charge for the tuition fee of a full-time veteran trainee shall be not less than \$10.00 per month (\$30.00 per quarter or \$40.00 per semester), provided that the proper official certifies to the manager of the regional office the charges customarily made to any student pursuing the particular course.

(2) In the case of State and municipal schools, colleges, or universities, and other approved institutions which have non-resident tuition fees, the charges for tuition, laboratory, library, health, infirmary and other similar fees are determined for all veteran trainees as the charges customarily made to non-resident students which were in effect prior to June 22, 1944, except that the charge for the tuition fee of a full-time veteran trainee shall be not less than \$10.00 per month (\$30.00 per quarter or \$40.00 per semester), provided that the charges are not in conflict with existing laws or other legal requirements.

(3) Arrangements pursuant to (1) and (2) do not require a formal contract with institutions and payments will be made at the end of each term, semester, or quarter prorated in the cases of veteran trainees who withdraw during the term on the same basis as for non-veteran students.

(b) *Charges for books, supplies, equipment and other necessary expenses.* The charges for books, supplies, equipment and other necessary expenses customarily incurred for or by any student who pursues the particular course of training shall be estimated and included in the statement required of the institution under the established procedure of the Veterans Administration. Payments will be made at the end of each term, semester, or quarter on submission of a voucher by the institution to the manager of the regional office certifying to the actual cost of such books, supplies, equipment and other expenses for each veteran and also certifying that the material has been delivered to the trainee and that the institution has evidence of such delivery and of such expenditures on hand and available for the inspection of the Veterans Administration.

(c) All provisions for payment stated in this section are subject to the provision of law that such payments may not be paid in excess of \$500 for an ordinary school year in respect to any person.

§ 36.208 *Definition of "ordinary school year."* The "ordinary school year" is defined as a period of two semesters or three quarters, not less than thirty nor more than thirty-eight weeks in total length. Under this definition an institution may be paid as much as \$500 for each "ordinary school year" which is completed, regardless of the time required for such completion. Thus \$500 may be paid for each of four "ordinary school years" which are completed within three twelve-months periods. For short, intensive, or special courses, payment will be computed upon the basis of weeks required to complete such course in relation to an ordinary school year of thirty weeks.

§ 36.209 *Deduction of amount of scholarship award.* The amount of any scholarship award to a veteran trainee shall be deducted from the charge for tuition and other fees ordinarily payable by the Veterans Administration, except (a) when the award is to make up any balance of tuition and other fees in excess of the \$500 limit of payment for such charges by the Veterans Administration and (b) when the award is paid in cash to the trainee. (October 24, 1944.)

[SEAL] FRANK T. HINES,  
Administrator of Veterans' Affairs.

OCTOBER 23, 1944.

[F. R. Doc. 44-16361; Filed, Oct. 24, 1944;  
11:22 a. m.]

#### TITLE 47—TELECOMMUNICATION

##### Chapter I—Federal Communications Commission

##### PART 61—TARIFFS (RULES GOVERNING THE CONSTRUCTION, FILING AND POSTING OF SCHEDULES OF CHARGES FOR INTERSTATE AND FOREIGN SERVICE)

###### SERVICE POINTS AND LISTINGS

The Commission on October 16, 1944, effective immediately, made the following changes in Part 61:

Paragraphs (c) and (d) to § 61.66 *Changes in message telegraph and money order service point listings* are added as follows:

(c) A money order service point listing that is already on file and in effect may be changed on not less than one day's notice to show (1) that such point is changed from a point at which there are no local facilities for handling money orders to a point at which money orders are paid or accepted, (2) that such point is changed from a point at which money orders are paid, only, to a point at which money orders are paid and accepted, or (3) that such point is changed from a point at which money orders are paid and accepted by an agent of the telegraph company to a point at which money orders are paid and accepted by a telegraph company office: *Provided*, That the basic schedules of charges and regulations applicable to such money or-



der service are already on file and in effect.

(d) A message telegraph service point or money order service point listing may be changed on not less than one day's notice to reflect a discontinuance, reduction or impairment of service in accordance with a certificate or authorization granted by the Commission: *Provided*, That the total charges to the customer for service are not increased and that every schedule containing such changes shall bear a notation showing the date and number of the certificate or authorization.

Section 61.67 is amended to read as follows:

§ 61.67 *New or discontinued telephone, telegraph, money order and TWX service points; mileages.* Message toll telephone service points and teletypewriter exchange service points added or discontinued during a calendar month, and message telegraph service points (including new message telegraph service points published and filed under authority of § 61.59), money order service points, and mileages for private line services added during a calendar month, may be filed not later than 20 days after the end of such month: *Provided*, That the basic schedules of charges and regulations applicable to such message toll telephone, teletypewriter exchange, message telegraph, money order and private line services are already on file and in effect: *And provided further*, That the effective date of each addition or discontinuance is shown. (Sec. 4 (i), 48 Stat. 1068; 47 U.S.C. 154 (i); secs. 203 (a); 203 (b), 48 Stat. 1070, 1071; 47 U.S.C. 203 (a), 203 (b)).

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-16349; Filed, Oct. 24, 1944;  
10:46 a. m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### Geological Survey.

[Power Site Classification 358]

STILLWATER RIVER, MONTANA

CLASSIFICATION AS POWER SITE

Under authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31, 41), the following described land is hereby classified as power sites and, in so far as title thereto remains in the United States and subject to valid existing rights, it is recommended that this classification be given full force and effect under the provisions of section 24 of the Act of June 10, 1920, as amended by sec. 211 of the Act of August 26, 1935 (41 Stat. 1075, 49 Stat. 846; 16 U.S.C. sec. 818):

MONTANA

PRINCIPAL MERIDIAN

T. 4 S., R. 16 E.,  
Sec. 14, NE¼SW¼.

T. 3 S., R. 19 E.,  
Sec. 14, lot 8;  
Sec. 28, lot 3.

[SEAL]

W. E. WRATHER,  
Director.

AUGUST 17, 1944.

Approved: October 2, 1944.

OSCAR L. CHAPMAN,  
Assistant Secretary.

[F. R. Doc. 44-16347; Filed, Oct. 24, 1944;  
9:23 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION.

#### IDENTIFICATION OF SPONSORS

#### NOTICE TO ALL STATION LICENSES

Numerous complaints have recently been received by the Commission concerning the failure of radio stations to identify the sponsors of political spot announcements. In general, these complaints charge that some stations are broadcasting spot announcements in behalf of various political candidates without disclosing the persons or organizations paying for them. Your attention is called to section 317 of the Communications Act, which provides:

All matter broadcast by any radio station for which service, money, or any other valuable consideration is directly or indirectly paid, or promised to or charged or accepted by, the station so broadcasting, from any person, shall, at the time the same is so broadcast, be announced as paid for or furnished, as the case may be, by such person.

This section applies to spot announcements, as well as to all other material broadcast and requires a full and fair disclosure of the identity of the person furnishing the consideration for such broadcast. The terms of this section are mandatory and are applicable regardless of the length of time consumed.

Dated: October 18, 1944.

[SEAL]

FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-16350; Filed, Oct. 24, 1944;  
10:46 a. m.]

### FEDERAL TRADE COMMISSION.

[Docket No. 5206]

KODIZE PROCESS CORP. AND KODIZE SALES  
CORP.

ORDER APPOINTING TRIAL EXAMINER AND FIX-  
ING TIME AND PLACE FOR TAKING  
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in City of Washington, D. C., on the 21st day of October, A. D. 1944.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Randolph Preston, a trial examiner of this Commission, be

and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, November 2, 1944, at ten o'clock in the forenoon of that day (central standard time) in Room 820-A, County Court House, Atlanta, Georgia.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 44-16357; Filed, Oct. 24, 1944;  
11:15 a. m.]

### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 603]

RECONSIGNMENT OF APPLES AT KANSAS CITY,  
Mo.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, October 20, 1944, by Terminal Produce Company, of car FGEX 35252, apples, now on the Missouri Pacific Railroad, to State Hospital, Monett, Missouri (Mo. Pac.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16389; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 604]

RECONSIGNMENT OF APPLES AT KANSAS  
CITY, Mo.

Pursuant to the authority vested in me by paragraph (f) of the first ordering



paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, October 20, 1944, by E. E. Fidler Company of car PFE 27528, apples, now on the Union Pacific Railroad, to V. B. Hall Wholesale Company, Monett, Missouri (Frisco).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16351; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 605]

RECONSIGNMENT OF CELERY AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, October 20, 1944, by Utah Celery Coop. of American Forks, Utah of cars SPFD 25365 and 25789, celery, now on the Missouri Pacific Railway, to Utah Celery Coop., Chicago, Illinois via Wabash.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16352; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 606]

RECONSIGNMENT OF TOMATOES AT KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, October 20, 1944, by Palmer C. Mendelsohn Company, of car SPFD 32807, tomatoes, now on the A. T. & S. F. Railroad, to Riley McFarland Company, Chicago, Illinois (Santa Fe).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16353; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 607]

RECONSIGNMENT OF GRAPES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, October 20, 1944, by Thomas D. Palella for Yosemite Fruit Company of car PFE 94339, grapes, now on the A. T. & S. F. Railway, to Darrigo Brothers, Boston, Massachusetts.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it

with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16354; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 608]

RECONSIGNMENT OF LETTUCE AT KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, October 20, 1944, by Thomasello Company, of car PFE 71277, lettuce, now on the C. R. I. & P. Railroad, to Thomasello Company, Chicago, Illinois.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16355; Filed, Oct. 24, 1944;  
11:01 a. m.]

[S. O. 70-A, Special Permit 609]

RECONSIGNMENT OF ONIONS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, October 20, 1944, by United Produce Company of Car ART 23950, onions, now on the Wood Street Terminal, to National Produce Company, Cleveland, Ohio (NKP).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent



of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of October 1944

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16356; Filed, Oct. 24, 1944;  
11:02 a. m.]

# OFFICE OF PRICE ADMINISTRATION. [Order 8 Under 3 (e)]

A. LA VILLA

## ESTABLISHMENT OF MAXIMUM PRICES

On October 14, 1944, A. La Villa, 19 Rector Street, New York, New York, filed an application for the determination of a maximum selling price applicable to sales at retail of jerked beef (imported from Uruguay).

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) That the maximum selling price for sales at retail of jerked beef (imported from Uruguay) shall be 40 cents per pound.

(b) That the maximum selling price authorized by this order shall be effective for a period not exceeding 90 days following the effective date of this order.

(c) All prayers of the application not herein granted are denied.

(d) This Order No. 8 may be revoked or amended by the Price Administrator at any time.

This Order No. 8 shall become effective October 23, 1944.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16340; Filed, Oct. 23, 1944;  
3:34 p. m.]

[RMPR 169, Order 54]

A. LA VILLA, ET AL.

## ESTABLISHMENT OF MAXIMUM PRICES

On October 14, 1944, A. La Villa, 19 Rector Street, New York, New York, filed an application for the determination of a maximum selling price relative to the disposition of an inventory of 57,794

No. 213—3

pounds of jerked beef (imported from Uruguay).

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of § 1364.476 (h) of Revised Maximum Price Regulation No. 169; *It is ordered:*

(a) That the maximum wholesale selling price for jerked beef (imported from Uruguay) for sales by A. La Villa of 19 Rector Street, New York, New York, to intermediate distributors (one who purchases this item for resale) shall be \$29.50 per hundredweight delivered to the buyer's place of business.

(b) That the maximum selling price for jerked beef (imported from Uruguay) for sales by any intermediate distributor shall be \$31.00 per hundredweight delivered to the buyer's place of business.

(c) That the maximum selling prices authorized in this order shall be applicable to sales of not more than 57,794 pounds of jerked beef (imported from Uruguay), and in no event shall these prices be effective for a period exceeding 90 days following the effective date of this order.

(d) That A. La Villa shall supply each intermediate distributor upon his initial purchase of jerked beef (imported from Uruguay) with a written notice in the following form:

### NOTICE TO DISTRIBUTORS OF JERKED BEEF (IMPORTED FROM URUGUAY)

The Office of Price Administration has, by order, authorized A. La Villa of 19 Rector Street, New York, New York, to sell jerked beef (imported from Uruguay) for not more than \$29.50 per cwt. delivered to the place of business of intermediate distributors who purchase this item for resale.

(e) That each intermediate distributor shall supply retailers upon their initial purchase of jerked beef with a written notice in the following form:

### NOTICE TO RETAILERS OF JERKED BEEF (IMPORTED FROM URUGUAY)

The Office of Price Administration has, by order, authorized us to sell jerked beef (imported from Uruguay) for not more than \$31.00 per cwt. delivered to your place of business. You are advised that on resale of this product you may not charge more than 40 cents per pound.

(f) All prayers of the application not herein granted are denied.

(g) This Order No. 54 may be revoked or amended by the Price Administrator at any time.

This Order No. 54 shall become effective October 23, 1944.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16339; Filed, Oct. 23, 1944;  
3:34 p. m.]

[MPR 188, Order 41 Under 2d Rev. Order A-3]

L. A. DARLING Co.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Order Nos. 9250 and 9328, it is ordered:

(a) *Manufacturer's maximum prices.* L. A. Darling Company, Bronson, Michigan, for all sales and deliveries of the following models of papier mache and plaster display fixtures of its manufacture, may add the following increases to its maximum net selling prices in effect prior to the effective date of this order:

Model No.	Increases in net selling prices
F2E	\$0.55
F2P	.90
F6E	1.30
F6P	1.33
F23E	.37
F23P	.18
F24E	.64
F27E	.33
F27P	.15
F41E	.18
F51	.28
F52E	1.65
F52P	1.14
F61	.02
F62E	.17
F62P	.07
F70P	.42
F79	.70
F79W	.67
F80	.14
F80W	.11
F101	.17
F123	.99
F124	1.31
F125	1.81
F126	3.25
F128	.99
F129	1.31
F130	1.81
F131	3.25
F165E	.65
F184P	1.26
F184P	1.33
F229	.41
F230E	1.26
F230ED	2.21
F230P	1.94
N227	.15
D235	.16
D237	.04
N299	1.12

These increases may be made and collected only if separately stated. The adjusted prices are delivered prices, and are subject to the manufacturer's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* Any purchaser for resale, who handles the papier mache and plaster display fixtures for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) in the course of their distribution from the manufacturer to the user, may add to his properly established maximum prices, in effect immediately prior to the effective date of this order, the dollar-and-cents



amount of the adjustment charge which he is required to pay to the manufacturer. Such adjusted prices are subject to the seller's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(c) *Notification.* At the time of or before the first invoice to each purchaser for resale or user of an article covered by this order, at an adjusted price permitted by this order, the seller must furnish the purchaser with a written notice giving the number of this order and fully explaining its terms and conditions.

(d) *Profit and loss statement.* After the effective date of this order, L. A. Darling Company shall submit to the Office of Price Administration a detailed quarterly profit and loss statement within thirty days after the close of each quarter.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 24th day of October 1944.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16337; Filed, Oct. 23, 1944;  
3:33 p. m.]

[MPR 188, Order 2633]

#### REGENT CABINET SHOPS

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, the Stabilization Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of three tables manufactured by Regent Cabinet Shop, 126 N. Elm St., Henderson, Kentucky.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Commode table.....	260	Each \$7.60	Each \$8.95
Cocktail table.....	35	6.75	7.95
Shelf table.....	275	6.47	7.62

These prices are f. o. b. factory and are subject to a cash discount of two percent for payment within ten days, net thirty days and are for the articles described in

the manufacturer's application dated July 15, 1944.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision (1) (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of articles to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum prices set forth below, f. o. b. factory:

Article	Model No.	Maximum price to retailers
Commode table.....	260	Each \$8.95
Cocktail table.....	35	7.95
Shelf table.....	275	7.62

These prices are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated July 15, 1944.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, maximum prices shall be determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 24th day of October 1944.

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16336; Filed, Oct. 23, 1944;  
3:33 p. m.]

[Supp. Order 94, Order 3]

#### ROYAL COMPANY

##### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the Royal Company, Hackensack, New Jersey, and any subsequent resellers may sell or deliver a certain Government Surplus Stock of 76,663 pairs of Black Calf Blucher Nurse Oxford and White Elk, Plain Toe, Blucher Nurse Oxford shoes, hereinafter described, purchased by it from the United States Treasury Department, Procurement Division, and presently in warehouses located in Atlanta, Georgia, San Antonio, Texas, San Francisco, California, Jersey City, New Jersey and Chicago, Illinois.

(b) *Maximum prices.* (1) For all sales and deliveries by Royal Company, 210 Main Street, Hackensack, New Jersey, the maximum price shall be as follows:

Description	Maximum price (per pair, net)
Black Calf Blucher Nurse Oxford of Goodyear welt construction with cloth Vamp lining, hard patterned box toe, leather insole and outsole, and	
White Elk Blucher Nurse Oxford of Goodyear welt construction with cloth Vamp lining, plain hard box toe, leather insole and outsole.....	\$3.25

(2) For all sales and deliveries of the said government surplus commodities by wholesalers and jobbers, the maximum price shall be \$3.50 per pair, net.

(3) For all sales and deliveries at retail of the said government surplus commodities, the maximum price shall be \$5.25 per pair, net.

(c) *Invoices.* Within one day from the date of delivery of any of the above mentioned commodities, the Royal Company and every subsequent reseller, other than a seller at retail, shall deliver to the purchaser an invoice showing (1) the date of the invoice, (2) the name of the seller and purchaser and (3) a description of the shoes sold, the quantity and selling price. In addition, each invoice must contain a statement that the Office of Price Administration has established a maximum price of \$5.25 per pair, net, for sales at retail and \$3.50 per pair, net, for all sales by jobbers and wholesalers.

(d) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on October 23, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250; 7 F.R. 7871, E.O. 9328; 8 F.R. 4681)

Issued this 23d day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16338; Filed, Oct. 23, 1944;  
3:33 p. m.]

[MPR 188, Amdt. 58 to Order A-1]

#### REFRACTORY PRODUCTS

##### MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.



A new paragraph (a) (44) is added to Order No. A-1 to read as follows:

(44) *Modification of maximum prices for refractory products.* (i) The manufacturers' maximum prices for refractory products produced in the States of Colorado and Utah shall be their present maximum prices, f. o. b. plant or delivered prices, increased by 7.5 percent.

(ii) Any reseller purchasing any refractory product for resale from any manufacturer who has modified his maximum prices in accordance with subdivision (i) above, may increase his maximum prices, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in subdivision (i) above.

(iii) The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This Amendment No. 58 shall become effective October 25, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16370; Filed, Oct. 24, 1944;  
11:31 a. m.]

[MPR 188, Amdt. 59 to Order A-1]

#### READY-MIXED CONCRETE

##### MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. A-1 is amended in the following respects:

1. Paragraph (a) (30) is amended to read as follows:

(30) *Modification of maximum prices of ready-mixed concrete.* On and after October 27, 1944, any manufacturer of ready-mixed concrete may increase his established maximum prices per cubic yard for each specification of that commodity by an amount not to exceed his actual dollars-and-cents additional cost, rounded off to the nearest \$0.05 per cubic yard, resulting from the price increase for sales of cement permitted by Amendment No. 6 to Maximum Price Regulation No. 224, effective April 20, 1944. The term "manufacturer" as used here means any person who makes the first sale of ready-mixed concrete.

2. Paragraph (a) (35) is amended to read as follows:

(35) On and after October 27, 1944, any manufacturer of ready-mixed concrete may increase his established maximum prices per cubic yard for each specification of that commodity by an amount not to exceed his actual dollars-and-cents additional cost, rounded off to the nearest \$0.05 per cubic yard, resulting from the price increase for sales of ce-

ment permitted by Amendment No. 7 to Maximum Price Regulation No. 224, effective August 30, 1944. The term "manufacturer" as used here means any person who makes the first sale of ready-mixed concrete.

This amendment shall become effective October 27, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16371; Filed, Oct. 24, 1944;  
11:32 a. m.]

[MPR 188, Order 2634]

#### AGNEW BOAT WORKS

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of a wall rack manufactured by Agnew Boat Works, P. O. Box No. 521, Ontario, California.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Wall rack.....	34½ x 24 x 6	Each \$1.42	Each \$1.68

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and is for the article described in the manufacturer's application dated August 6, 1944.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified, the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order

to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum price is that set forth below, f. o. b. factory:

Article	Model No.	Maximum price to retailers
Wall rack.....	34½ x 24 x 6...	Each \$1.68

This price is subject to a cash discount of two percent for payment within ten days, net thirty days, and is for the article described in the manufacturer's application dated August 6, 1944.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, maximum prices shall be determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 25th day of October 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16369; Filed, Oct. 24, 1944;  
11:32 a. m.]

[MPR 528, Order 16]

#### DAYTON RUBBER MFG. CO.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Appendix A (d) of Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a new 11.00-22, 14-ply truck tire shall be \$148.95, each.

(b) All provisions of Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective October 25, 1944.

Issued this 24th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16368; Filed, Oct. 24, 1944;  
11:32 a. m.]



## Regional and District Office Orders.

## LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 19, 1944.

## REGION I

Augusta Order 1-F, Amendment 16, covering fresh fruit and vegetables in Portland, South Portland and Westbrook, Maine, filed 9:42 a. m.

## REGION II

New York Order 1-F, Amendment 29, covering fresh fruit and vegetables in the five boroughs of New York City, filed 9:34 a. m.

New York Order 3-F, Amendment 16, covering fresh fruit and vegetables in designated cities in New York, filed 9:34 a. m.

New York Order 6-F, Amendment 11, covering fresh fruit and vegetables in Nassau and Westchester Counties, N. Y., filed 9:34 a. m.

Syracuse Order 3-F, Amendment 5, covering fresh fruit and vegetables in designated areas in New York, filed 9:35 a. m.

Syracuse Order 4-F, Amendment 3, covering fresh fruit and vegetables in designated areas in New York, filed 9:35 a. m.

## REGION III

Charleston Order 3-F, Amendment 43, covering fresh fruit and vegetables in designated counties in West Virginia, filed 9:47 a. m.

Charleston Order 7-F, Amendment 29, covering fresh fruit and vegetables in designated areas in West Virginia, filed 9:47 a. m.

Charleston Order 8-F, Amendment 28, covering fresh fruit and vegetables in designated counties in West Virginia, filed 9:47 a. m.

Charleston Order 9-F, Amendment 28, covering fresh fruit and vegetables in designated counties in West Virginia, filed 9:44 a. m.

Charleston Order 10-F, Amendment 26, covering fresh fruits and vegetables in designated counties in West Virginia, filed 9:44 a. m.

Charleston Order 11-F, Amendment 13, covering fresh fruit and vegetables in Berkeley, Jefferson and Morgan Counties, W. Va., filed 9:43 a. m.

Charleston Order 12-F, Amendment 18, covering fresh fruit and vegetables in designated counties in West Virginia, filed 9:43 a. m.

Charleston Order 13-F, Amendment 13, covering fresh fruit and vegetables in designated areas in West Virginia, filed 3:44 p. m.

Escanaba Order 35, Amendment 2, covering community food prices in designated counties in the Michigan area, filed 9:42 a. m.

Escanaba Order 37, Amendment 2, covering community food prices in designated counties in the Michigan area, filed 9:42 a. m.

Escanaba Order 39, Amendment 2, covering community food prices in Marquette and Alger Counties, Michigan area, filed 9:41 a. m.

Escanaba Order 40, Amendment 2, covering community food prices in designated areas in Michigan, filed 9:41 a. m.

Escanaba Order 41, Amendment 2, covering community food prices in Schoolcraft County, Michigan area, filed 9:41 a. m.

Louisville Order 1-F, under 3-B, Amendment 15, covering fresh fruit and vegetables in Jefferson County, Ky. and Clark and Floyd Counties, Ind., filed 9:51 a. m.

Louisville Order 2-F, under 3-B, Amendment 15, covering fresh fruit and vegetables in McCracken County, Ky., filed 9:48 a. m.

Louisville Order 3-F, under 3-B, Amendment 15, covering fresh fruit and vegetables in Davies and Henderson Counties, Ky., filed 9:47 a. m.

Grand Rapids Order 9, Amendment 1, covering community food prices in the Grand Rapids marketing area, filed 9:30 a. m.

Saginaw Order 2-F, Amendment 35, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:33 a. m.

Saginaw Order 2-F, Amendment 36, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:31 a. m.

Saginaw Order 2-F, Amendment 37, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:32 a. m.

Saginaw Order 2-F, Amendment 38, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:33 a. m.

Saginaw Order 2-F, Amendment 39, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:32 a. m.

Saginaw Order 3-F, Amendment 9, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:30 a. m.

Saginaw Order 3-F, Amendment 10, covering fresh fruit and vegetables in designated areas in Michigan, filed 9:33 a. m.

## REGION IV

Nashville Order 10-F, Amendment 10, covering fresh fruit and vegetables in certain counties in Virginia, filed 9:30 a. m.

Nashville Order 10-F, Amendment 11, covering fresh fruit and vegetables in certain counties in Virginia, filed 9:30 a. m.

Nashville Order 14, covering community food prices in the Nashville area, filed 9:43 a. m.

## REGION V

Wichita Order 1-C, covering poultry in State of Kansas, with exception of certain named counties, filed 9:40 a. m.

Wichita Order 4-F, Amendment 16, covering fresh fruit and vegetables in certain areas in Kansas, filed 9:41 a. m.

## REGION VI

Duluth-Superior Order 1-F, Amendment 39, covering fresh fruit and vegetables in certain areas in Minnesota, filed 9:54 a. m.

Duluth-Superior Order 2-F, Amendment 9, covering fresh fruit and vegetables in certain areas in Minnesota, filed 9:56 a. m.

Duluth-Superior Order 2-W, Revocation, covering dry groceries in certain areas in Minnesota, filed 9:56 a. m.

Duluth-Superior Order 3-W, Revocation, covering dry groceries in certain areas in Minnesota, filed 9:56 a. m.

Milwaukee Order 2-F, Amendment 36, covering fresh fruit and vegetables in Dane County, filed 9:52 a. m.

Milwaukee Order 2-F, Amendment 37, covering fresh fruit and vegetables in Dane County, filed 9:52 a. m.

Milwaukee Order 2-F, Amendment 38, covering fresh fruit and vegetables in Dane County, filed 9:52 a. m.

Peoria Order 1-F, Amendment 16, covering fresh fruit and vegetables in designated counties in Illinois, filed 9:54 a. m.

Springfield Order 1-FS, Amendment 12, covering fresh fruit and vegetables in City of Springfield, Ill., filed 9:53 a. m.

Twin Cities Rev. Order 1-F, Amendment 1, covering fresh fruit and vegetables in St. Paul and Minneapolis and adjoining municipalities, filed 9:40 a. m.

Twin Cities Rev. Order 2-F, Amendment 1, covering fresh fruit and vegetables in certain designated counties in Minnesota and Wisconsin, filed 9:40 a. m.

## REGION VIII

Nevada Order 6-F, covering fresh fruit and vegetables in Reno and Sparks, Nevada, filed 9:51 a. m.

Nevada Order 7-F, covering fresh fruit and vegetables in designated areas in Nevada, filed 9:50 a. m.

Nevada Order 8-F, covering fresh fruit and vegetables in designated areas in Nevada, filed 9:50 a. m.

Nevada Order 9-F, covering fresh fruit and vegetables in designated communities in Nevada, filed 9:49 a. m.

Nevada Order 10 F, covering fresh fruit and vegetables in designated communities in Nevada, filed 9:49 a. m.

Phoenix Order 3-F, Amendment 42, covering fresh fruit and vegetables in 25-mile radius of, post office of Phoenix, filed 9:48 a. m.

San Francisco Order F-1, Amendment 37, covering fresh fruit and vegetables in certain areas in the San Francisco district, filed 9:36 a. m.

San Francisco Order F-2, Amendment 30, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 9:36 a. m.

San Francisco Order F-3, Amendment 29, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 9:35 a. m.

San Francisco Order F-4, Amendment 28, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 9:35 a. m.

San Francisco Order F-5, Amendment 27, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 9:35 a. m.

San Francisco Order F-6, Amendment 23, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 9:48 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16333; Filed, Oct. 23, 1944;  
3:32 p. m.]

## LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 18, 1944.

## REGION II

Baltimore Order 7-F, covering fresh fruit and vegetables in certain areas in the Baltimore district, filed 3:37 p. m.

Newark Order 4-F, Amendment 23, covering fresh fruit and vegetables in certain areas in New Jersey, filed 10:30 a. m.

New York Order 1-F, Amendment 28, covering fresh fruit and vegetables in the five boroughs of New York City, filed 10:26 a. m.

New York Order 3-F, Amendment 15, covering fresh fruit and vegetables in designated areas in New York, filed 10:26 a. m.

New York Order 6-F, Amendment 10, covering fresh fruit and vegetables in Nassau and Westchester Counties, N. Y., filed 10:26 a. m.

Trenton Order 7-F, Amendment 4, covering fresh fruit and vegetables in Mercer, Middlesex, and Monmouth Counties, in New Jersey, filed 3:34 p. m.

New York Order P-1, Amendment 6, covering fresh fish and seafood in the five boroughs of New York City, filed 10:26 a. m.

## REGION III

Columbus Order 4-F, Amendment 17, covering fresh fruit and vegetables in certain areas in Ohio, filed 3:36 p. m.

Columbus Order 5-F, Amendment 18, covering fresh fruit and vegetables in certain areas in Ohio, filed 3:36 p. m.

Escanaba Order 38, covering certain food items in designated areas in Wisconsin and Michigan, filed 3:36 p. m.

Escanaba Order 38, Amendment 1, covering certain food items in designated areas in Wisconsin and Michigan, filed 3:36 p. m.

Lexington Order 12, Amendment 17, covering community food prices in designated counties in Kentucky, filed 3:43 p. m.

Louisville Order 18, under 1-B, Amendment 4, covering community food prices in certain areas in Kentucky, filed 3:34 p. m.



Louisville Order 19, under 1-B, Amendment 4, covering community food prices in certain areas in Kentucky, filed 3:34 p. m.

Louisville Order 3-W, Amendment 5, covering community food prices in certain areas in Kentucky, filed 3:35 p. m.

## REGION IV

Birmingham Order 3-F, covering fresh fruit and vegetables in the Birmingham district, filed 3:43 p. m.

Birmingham Order 4-F, covering fresh fruit and vegetables in the Birmingham district, filed 3:43 p. m.

Jackson Order 2-F, Revocation, covering fresh fruit and vegetables in certain counties in Mississippi, filed 10:27 a. m.

Jackson Order 4-F, covering fresh fruit and vegetables in certain counties in Mississippi, filed 10:27 a. m.

Jackson Order 4-F, Amendment 1, covering fresh fruit and vegetables in certain counties in Mississippi, filed 3:35 p. m.

Jacksonville Amendment 4 to Orders 27, 28, 29 and 30, covering community food prices in certain areas in Florida, filed 3:32 p. m.

Memphis Order 6-F, Amendment 1, covering fresh fruit and vegetables in city of Memphis, Tennessee, filed 3:35 p. m.

Memphis Order 7-F, Amendment 1, covering fresh fruit and vegetables in certain counties in Tennessee, filed 3:35 p. m.

Memphis Order 20, Amendment 4, covering community food prices in the Memphis area, filed 3:35 p. m.

Montgomery Order 17-F, Amendment 10, covering fresh fruit and vegetables in Houston County, Ala., filed 10:28 a. m.

Nashville Order 5-F, Amendment 34, covering fresh fruit and vegetables in designated counties in Virginia, filed 3:43 p. m.

Nashville Order 5-F, Amendment 35, covering fresh fruit and vegetables in designated counties in Virginia, filed 3:41 p. m.

Nashville Order 5-F, Amendment 36, covering fresh fruit and vegetables in designated areas in Virginia, filed 3:42 p. m.

Nashville Order 5-F, Amendment 37, covering fresh fruit and vegetables in designated areas in Virginia, filed 3:45 p. m.

Columbia Order 14, Amendment 17, covering community prices for eggs in designated counties in South Carolina, filed 3:39 p. m.

South Carolina Order 15, Amendment 4, covering dry groceries & certain perishables in certain areas in South Carolina, filed 10:28 a. m.

## REGION V

Arkansas Order 1-F, Amendment 9, covering fresh fruit and vegetables in Arkansas, except certain named counties, filed 3:33 p. m.

Arkansas Order 2-F, Amendment 28, covering fresh fruit and vegetables in Pulaski County, Ark., filed 10:28 a. m.

Arkansas Order 4-F, Amendment 26, covering fresh fruit and vegetables in Miller County, Ark., filed 10:29 a. m.

Arkansas Order 5-F, Amendment 26, covering fresh fruit and vegetables in Garland County, Ark., filed 10:29 a. m.

Dallas Order 3-W, Amendment 3, covering food items of dry groceries in certain areas in Texas, filed 3:34 p. m.

Dallas Order 22, Amendment 1, covering dry groceries in certain areas of Texas, filed 3:33 p. m.

Dallas Order 3-E, covering retail prices for eggs in certain area in Texas, filed 10:32 a. m.

Dallas Order 4-E, covering retail prices for eggs in certain area in Texas, filed 10:33 a. m.

Dallas Order 5-E, covering retail prices for eggs in certain area in Texas, filed 10:31 a. m.

Dallas Order 3-F, Amendment 24, covering fresh fruit and vegetables in certain area in Texas, filed 10:21 a. m.

Oklahoma City Order 3-F, Amendment 36, covering fresh fruit and vegetables in certain areas in Oklahoma, filed 10:22 a. m.

Oklahoma City Order 3-F, Amendment 37, covering fresh fruit and vegetables in certain areas in Oklahoma, filed 3:45 p. m.

San Antonio Order 1-F, Amendment 12, covering fresh fruit and vegetables in certain areas in Texas, filed 3:40 p. m.

San Antonio Order 2-F, Amendment 12, covering fresh fruit and vegetables in certain areas in Texas, filed 3:40 p. m.

San Antonio Order 3-F, Amendment 8, covering fresh fruit and vegetables in certain areas in Texas, filed 3:39 p. m.

San Antonio Order 4-F, Amendment 8, covering fresh fruit and vegetables in certain areas in Texas, filed 3:39 p. m.

Shreveport Order 2-F, Amendment 35, covering fresh fruit and vegetables in certain parishes in Louisiana, filed 3:44 p. m.

Shreveport Order 3-F, Amendment 25, covering fresh fruit and vegetables in certain parishes in Louisiana, filed 3:44 p. m.

## REGION VI

Springfield Order 1-FS, Amendment 11, covering fresh fruit and vegetables in City of Springfield, Ill., filed 10:22 a. m.

Springfield Order 9-F, covering fresh fruit and vegetables in the Springfield district, filed 10:28 a. m.

Des Moines Order 1-F, Amendment 37, covering fresh fruit and vegetables in the Des Moines area, filed 3:32 p. m.

Des Moines Order 2-F, Amendment 12, covering fresh fruit and vegetables in the Des Moines area, filed 3:32 p. m.

Duluth-Superior Order 1-F, Amendment 37, covering fresh fruit and vegetables in Duluth, Proctor and city and town of Superior, filed 10:30 a. m.

Fargo-Moorhead Order 1-F, Amendment 8, covering fresh fruit and vegetables in designated counties in North Dakota, filed 10:29 a. m.

Fargo-Moorhead Order 2-F, Amendment 8, covering fresh fruit and vegetables in designated counties in North Dakota, filed 10:29 a. m.

Fargo-Moorhead Order 3-F, Amendment 8, covering fresh fruit and vegetables in designated counties in Minnesota, filed 10:29 a. m.

La Crosse Order 1-F, Amendment 36, covering fresh fruit and vegetables in La Crosse and Sparta, Wis.; Winona, Minn., filed 3:32 p. m.

La Crosse Order 1-F, Amendment 37, covering fresh fruit and vegetables in La Crosse and Sparta, Wis.; Winona, Minn., filed 3:31 p. m.

La Crosse Order 3-F, Amendment 32, covering fresh fruit and vegetables in Eau Claire and Chippewa Falls, Wis., filed 3:31 p. m.

La Crosse Order 3-F, Amendment 33, covering fresh fruit and vegetables in Eau Claire and Chippewa Falls, Wis., filed 3:30 p. m.

La Crosse Order 5-F, Amendment 32, covering fresh fruit and vegetables in Rochester, Minn., filed 3:31 p. m.

La Crosse Order 5-F, Amendment 31, covering fresh fruit and vegetables in Rochester, Minn., filed 3:31 p. m.

Quad-Cities Order 2-F, Amendment 22, covering fresh fruit and vegetables in certain areas in Illinois and Iowa, filed 3:33 p. m.

Quad-Cities Order 3-F, Amendment 9, covering fresh fruit and vegetables in certain counties in Illinois and Iowa, filed 10:30 a. m.

Moline Order 3-W, Amendment 1, covering community food prices in designated counties in Illinois and Iowa, filed 10:21 a. m.

Moline Order 4-W, Amendment 1, covering community food prices at wholesale in certain areas in Illinois and Iowa, filed 3:33 p. m.

Moline Order 38, Amendment 1, covering dry groceries and certain perishables in certain areas in Illinois and Iowa, filed 3:33 p. m.

Moline Order 39, Amendment 2, covering dry groceries and certain perishables in certain areas in Illinois and Iowa, filed 3:32 p. m.

Sioux Falls Rev. Order 1-F, Amendment 7, covering fresh fruit and vegetables in certain counties in Minnesota, South Dakota, and Iowa, filed 3:41 p. m.

Sioux Falls Rev. Order 1-F, Amendment 8, covering fresh fruit and vegetables in certain counties in Minnesota, South Dakota, and Iowa, filed 3:41 p. m.

Sioux City Order 2-F, Amendment 37, covering fresh fruit and vegetables in Sioux City, Iowa, and South Sioux City, Nebr., filed 3:34 p. m.

## REGION VIII

Fresno Order 1-F, Amendment 40, covering fresh fruit and vegetables in Fresno, Calif., filed 3:39 p. m.

Fresno Order 2-F, Amendment 28, covering fresh fruit and vegetables in Modesto, Calif., filed 3:38 p. m.

Fresno Order 3-F, Amendment 25, covering fresh fruit and vegetables in certain cities in Fresno, district, filed 3:39 p. m.

Fresno Order 6-F, Amendment 11, covering fresh fruit and vegetables in designated area in the Fresno district, filed 3:38 p. m.

Portland Order 3-F, Amendment 3, covering fresh fruit and vegetables in certain areas in the Portland district, filed 3:41 p. m.

Portland Order 3-F, Amendment 4, covering fresh fruit and vegetables in certain areas in the Portland district, filed 3:41 p. m.

Phoenix Order 4-F, Amendment 23, covering fresh fruit and vegetables in the Tucson area, filed 10:22 a. m.

San Diego Order 2-F, covering fresh fish and seafood in the San Diego County, filed 3:38 p. m.

San Diego Rev. Order 10, covering poultry at retail in certain areas in the San Diego Metropolitan market district, filed 3:37 p. m.

San Francisco Order F-1, Amendment 36, covering fresh fruit and vegetables in certain areas in the San Francisco district, filed 10:25 a. m.

San Francisco Order F-2, Amendment 29, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 10:24 a. m.

San Francisco Order F-3, Amendment 28, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 10:24 a. m.

San Francisco Order F-4, Amendment 27, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 10:24 a. m.

San Francisco Order F-5, Amendment 26, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 10:24 a. m.

San Francisco Order F-6, Amendment 22, covering fresh fruit and vegetables in designated cities in the San Francisco district, filed 10:24 a. m.

Seattle Order 186, covering retail community food prices in the Aberdeen-Hoquiam area, filed 10:31 a. m.

Seattle Order 187, covering retail community food prices in the Centralia-Chehalis area, filed 10:31 a. m.

Seattle Order 188, covering retail community food prices in the Wenatchee area, filed 10:32 a. m.

Seattle Order 189, covering retail community food prices in the Yakima area, filed 10:32 a. m.

Spokane Order 1-F, Amendment 29, covering fresh fruit and vegetables in Spokane County, Wash., filed 10:33 a. m.

Spokane Order 5-F, Amendment 9, covering fresh fruit and vegetables in certain areas in Washington and Idaho, filed 10:33 a. m.

Spokane Order 6-F, Amendment 10, covering fresh fruit and vegetables in Walla Walla and Columbia Counties, Wash., filed 10:21 a. m.

Spokane Order 7-F, Amendment 3, covering fresh fruit and vegetables in Benton and Franklin Counties, Wash., filed 10:21 a. m.



Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16332; Filed, Oct. 23, 1944;  
3:32 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 19, 1944.

##### REGION II

Altoona Order 1-F, Amendment 27, covering fresh fruit and vegetables in the Altoona & Johnstown War Price & Rationing Board Area, filed 12:58 p. m.

Altoona Order 14, Amendment 1, covering community food prices in the Altoona District, filed 2:53 p. m.

Binghamton Order 2-F, Amendment 4, covering fresh fruit and vegetables in designated areas in New York, filed 2:21 p. m.

District of Columbia Order 2-F, Amendment 5, covering fresh fruit and vegetables in certain areas in the District of Columbia, filed 2:21 p. m.

Newark Order 5-F, covering fresh fruit and vegetables in designated areas in New Jersey, filed 12:58 p. m.

Pittsburgh Order 1-F, Cor. to Amendment 24, covering fresh fruit and vegetables in Pittsburgh and certain suburban communities, filed 2:21 p. m.

Philadelphia Order 1-F, Amendment 27, covering fresh fruit and vegetables in the City & County of Philadelphia, filed 2:43 p. m.

Trenton Order 7-F, Amendment 5, covering fresh fruit and vegetables in Mercer, Middlesex and Monmouth, filed 12:58 p. m.

Syracuse Order 24, Amendment 1, covering community food prices in certain areas in New York, filed 2:55 p. m.

Syracuse Order 25, Amendment 1, covering community food prices in certain areas in New York, filed 2:55 p. m.

Syracuse Order 26, Amendment 1, covering community food prices in designated counties in New York, filed 2:54 p. m.

Syracuse Order 27, Amendment 1, covering community food prices in designated counties in New York, filed 2:56 p. m.

Syracuse Order 28, Amendment 1, covering community food prices in the Syracuse District, filed 2:55 p. m.

##### REGION III

Cincinnati Order 1-F, Amendment 52, covering fresh fruit and vegetables in Hamilton County, Ohio, filed 1:00 p. m.

Cincinnati Order 2-F, Amendment 45, covering fresh fruit and vegetables in designated counties in Ohio, filed 1:00 p. m.

Cleveland Rev. Order F-1, Amendment 9, covering fresh fruit and vegetables in certain areas in the Cleveland District, filed 1:01 p. m.

Cleveland Rev. Order F-3, Amendment 9, covering fresh fruit and vegetables in certain areas in the Cleveland District, filed 1:00 p. m.

Cleveland Rev. Order F-4, Amendment 8, covering fresh fruit and vegetables in certain areas in the Cleveland District, filed 1:01 p. m.

Cleveland Order 2-W, Amendment 5, covering dry groceries in certain areas in the Cleveland District, filed 2:52 p. m.

Cleveland Order 30, Amendment 5, covering dry groceries in certain areas in the Cleveland District, filed 2:52 p. m.

Columbus Order 3-F, Amendment 44, covering fresh fruit and vegetables in Columbus and Franklin County, Ohio, filed 2:43 p. m.

Detroit Order 1-F, Amendment 41, covering fresh fruit and vegetables in designated counties in Michigan, filed 2:41 p. m.

Escanaba Basic Order 1-B, covering retail food prices in the Escanaba District, filed 1:09 p. m.

Escanaba Basic Order 2-B, covering wholesale food prices in the Escanaba District, filed 1:09 p. m.

Escanaba Order 9-F, Amendment 32, covering fresh fruit and vegetables in certain areas in the Michigan Area, filed 2:39 p. m.

Escanaba Order 9-F, Amendment 33, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:45 p. m.

Escanaba Order 10-F, Amendment 32, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:39 p. m.

Escanaba Order 10-F, Amendment 33, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:45 p. m.

Escanaba Order 11-F, Amendment 32, covering fresh fruit and vegetables in Cities of Escanaba and Gladstone, Mich., filed 2:39 p. m.

Escanaba Order 11-F, Amendment 33, covering fresh fruit and vegetables in Cities of Escanaba and Gladstone, Mich., filed 2:45 p. m.

Escanaba Order 12-F, Amendment 32, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:45 p. m.

Escanaba Order 12-F, Amendment 31, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:39 p. m.

Escanaba Order 13-F, Amendment 31, covering fresh fruit and vegetables in certain cities in the Michigan Area, filed 2:39 p. m.

Escanaba Order 13-F, Amendment 32, covering fresh fruit and vegetables in certain cities in the Michigan Area, filed 2:45 p. m.

Escanaba Order 14-F, Amendment 31, covering fresh fruit and vegetables in certain areas of Michigan and Wisconsin, filed 2:38 p. m.

Escanaba Order 14-F, Amendment 32, covering fresh fruit and vegetables in certain areas of Michigan and Wisconsin, filed 2:44 p. m.

Escanaba Order 15-F, Amendment 31, covering fresh fruit and vegetables in certain areas of Michigan and Wisconsin, filed 2:38 p. m.

Escanaba Order 15-F, Amendment 32, covering fresh fruit and vegetables in certain areas of Michigan and Wisconsin, filed 2:43 p. m.

Escanaba Order 17-F, Amendment 30, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:38 p. m.

Escanaba Order 17-F, Amendment 31, covering fresh fruit and vegetables in certain areas in Michigan, filed 2:43 p. m.

Escanaba Order 16-F, Amendment 31, covering fresh fruit and vegetables in Saulte Ste. Marie, Chippewa County, Mich., filed 2:38 p. m.

Escanaba Order 16-F, Amendment 32, covering fresh fruit and vegetables in Saulte Ste. Marie, Chippewa County, Mich., filed 2:43 p. m.

Escanaba Order 41, Amendment 1, covering certain food items in Schoolcraft Co., Michigan area, filed 3:31 p. m.

Grand Rapids Order 7-W, Amendment 1, covering wholesale community food prices in the Grand Rapids Marketing Area, filed 1:07 p. m.

Grand Rapids Order 7-W, Amendment 2, covering wholesale community food prices in the Grand Rapids Marketing Area, filed 1:07 p. m.

Grand Rapids Order 8-W, Amendment 1, covering wholesale community food prices in the Grand Rapids Marketing Area, filed 1:07 p. m.

Grand Rapids Order 9-W, Amendment 1, covering wholesale community food prices in the Grand Rapids Marketing Area, filed 1:07 p. m.

Grand Rapids Order 9, Amendment 2, covering retail community food prices in the Grand Rapids Marketing Area, filed 1:09 p. m.

Grand Rapids Order 10, Amendment 2, covering retail community food prices in the Grand Rapids Marketing Area, filed 1:09 p. m.

Grand Rapids Order 11, Amendment 2, covering retail community food prices in the Grand Rapids Marketing Area, filed 1:09 p. m.

Grand Rapids Order 12, Amendment 2, covering retail community food prices in the Grand Rapids Marketing Area, filed 1:08 p. m.

Grand Rapids Order F-14-A, Amendment 37, covering fresh fruit and vegetables in Urban Area A, filed 2:32 p. m.

Grand Rapids Order F-14-A, Amendment 38, covering fresh fruit and vegetables in Urban Area A, filed 2:32 p. m.

Grand Rapids Order F-14-A, Amendment 39, covering fresh fruit and vegetables in Urban Area A, filed 2:35 p. m.

Grand Rapids Order F-14-B, Amendment 37, covering fresh fruit and vegetables in Urban Area B, filed 2:29 p. m.

Grand Rapids Order F-14-D, Amendment 12, covering fresh fruit and vegetables in Rural Area D, filed 2:31 p. m.

Grand Rapids Order F-14-C, Amendment 14, covering fresh fruit and vegetables in Urban Area C, filed 2:30 p. m.

Grand Rapids Order F-14-B, Amendment 38, covering fresh fruit and vegetables in Urban Area B, filed 2:29 p. m.

Grand Rapids Order F-14-B, Amendment 39, covering fresh fruit and vegetables in Urban Area B, filed 2:29 p. m.

Grand Rapids Order F-14-C, Amendment 15, covering fresh fruit and vegetables in Urban Area C, filed 2:31 p. m.

Grand Rapids Order F-14-C, Amendment 16, covering fresh fruit and vegetables in Urban Area C, filed 2:31 p. m.

Grand Rapids Order F-14-D, Amendment 18, covering fresh fruit and vegetables in Rural Area D, filed 2:35 p. m.

Lexington Order 1-F, Amendment 51, covering fresh fruit and vegetables in Fayette Co., Ky., filed 1:03 p. m.

Lexington Order 2-F, Amendment 45, covering fresh fruit and vegetables in Campbell & Kenton Counties, Ky., filed 1:01 p. m.

Lexington Order 3-F, Amendment 42, covering fresh fruit and vegetables in Boyd County, Ky., filed 1:02 p. m.

##### REGION IV

Atlanta Order 6-F, Amendment 17, covering fresh fruit and vegetables in the Atlanta-Decatur Metropolitan Trade Area, filed 1:03 p. m.

Jacksonville Order 3-F, Amendment 19, covering fresh fruit and vegetables in Tampa, Fla., filed 2:35 p. m.

Jacksonville Order 7-F, Amendment 23, covering fresh fruit and vegetables in certain areas in Florida, filed 2:38 p. m.

Memphis Order 6-W, Amendment 2, covering wholesale food prices in certain counties in Tennessee, filed 2:54 p. m.

Memphis Order 7-W, Amendment 2, covering wholesale community food prices in designated counties in Tennessee, filed 2:53 p. m.

Memphis Order 19, Amendment 4, covering retail community food prices in the Memphis Area, filed 2:54 p. m.

Nashville Order 15, covering retail community food prices in the Nashville Area, filed 1:11 p. m.

Richmond Order 1-W, Amendment 5, covering wholesale food prices in certain areas in Virginia, filed 2:53 p. m.

##### REGION V

Arkansas Order 1-F, Amendment 10, covering fresh fruit and vegetables in designated counties in Arkansas, filed 1:03 p. m.

Arkansas Order 2-F, Amendment 29, covering fresh fruit and vegetables in Pulaski County, Ark., filed 1:04 p. m.

Arkansas Order 4-F, Amendment 27, covering fresh fruit and vegetables in Miller County, Ark., filed 1:04 p. m.



Arkansas Order 5-F, Amendment 27, covering fresh fruit and vegetables in Garland County, Ark., filed 1:04 p. m.

Arkansas Order 6-F, Amendment 27, covering fresh fruit and vegetables in Sebastian and Crawford Counties, Ark., filed 1:04 p. m.

Dallas Order 1-F, Amendment 36, covering fresh fruit and vegetables in certain areas in Texas, filed 2:46 p. m.

Fort Worth Order 1-F, Amendment 39, covering fresh fruit and vegetables in Tarrant County, Tex., filed 1:05 p. m.

Fort Worth Order 2-F, Amendment 39, covering fresh fruit and vegetables in Taylor County, Tex., filed 1:05 p. m.

Fort Worth Order 3-F, Amendment 39, covering fresh fruit and vegetables in Green County, Tex., filed 1:05 p. m.

Fort Worth Order 4-F, Amendment 39, covering fresh fruit and vegetables in McLennan County, Tex., filed 1:05 p. m.

Fort Worth Order 5-F, Amendment 39, covering fresh fruit and vegetables in Wichita County, Tex., filed 1:05 p. m.

Lubbock Order 3-F, Amendment 23, covering fresh fruit and vegetables in Lubbock, Tex., filed 1:03 p. m.

New Orleans Order 1-F, Amendment 11, covering fresh fruit and vegetables in certain parishes in Louisiana, filed 1:06 p. m.

New Orleans Order 1-F, Amendment 12, covering fresh fruit and vegetables in certain parishes in Louisiana, filed 12:58 p. m.

New Orleans Order 1-W, Amendment 4, covering community food prices at wholesale in the New Orleans district, filed 1:06 p. m.

New Orleans Order 2-F, Amendment 41, covering fresh fruit and vegetables in Orleans, St. Bernard and Jefferson Parishes in Louisiana, filed 12:58 p. m.

New Orleans Order 2-F, Amendment 4, covering community food pricing at wholesale in the New Orleans district, filed 1:06 p. m.

New Orleans Order G-22, Amendment 7, covering community food prices in the New Orleans Area, Louisiana, filed 1:06 p. m.

San Antonio Order 1-F, Amendment 11, covering fresh fruit and vegetables in the San Antonio district except Bexar County, filed 2:19 p. m.

San Antonio Order 2-F, Amendment 11, covering fresh fruit and vegetables in the San Antonio district area, filed 2:19 p. m.

San Antonio Order 3-F, Amendment 7, covering fresh fruit and vegetables in the San Antonio district, filed 2:19 p. m.

San Antonio Order 4-F, Amendment 7, covering fresh fruit and vegetables in the San Antonio district, filed 2:50 p. m.

Wichita Order 3-W, Amendment 1, covering dry groceries at wholesale in certain areas in Kansas, filed 2:50 p. m.

Wichita Order 4-F, Amendment 15, covering fresh fruit and vegetables in certain areas in Kansas, filed 2:20 p. m.

Wichita Order G-25, Amendment 1, covering community food prices in certain areas in Kansas, filed 2:52 p. m.

Wichita Order G-26, Amendment 1, covering community food prices in certain areas in Kansas, filed 2:51 p. m.

Wichita Order G-27, Amendment 1, covering community food prices in certain areas in Kansas, filed 2:41 p. m.

Wichita Order G-28, Amendment 1, covering community food prices in certain areas in the Wichita district, filed 2:50 p. m.

#### REGION VI

Duluth-Superior Order 1-F, Amendment 38, covering fresh fruit and vegetables in Duluth, Proctor and city and town of Superior, filed 2:46 p. m.

Duluth-Superior Order 4-W, Revocation, covering dry groceries in designated area, filed 12:58 p. m.

Milwaukee Order 10, Amendment 4, covering food items in Racine, Kenosha and County of Milwaukee, filed 2:58 p. m.

Milwaukee Order 11, Amendment 6, covering certain food items in the Milwaukee District, except certain areas, filed 2:57 p. m.

Milwaukee Order 1-W, Amendment 3, covering dry groceries in Milwaukee Co., and Racine and Kenosha, filed 2:58 p. m.

Milwaukee Order 3-F, Amendment 37, covering fresh fruit and vegetables in certain areas in the Milwaukee district, filed 12:59 p. m.

Milwaukee Order 3-F, Amendment 38, covering fresh fruit and vegetables in certain areas in the Milwaukee district, filed 12:59 p. m.

Milwaukee Order 5-F, Amendment 35, covering fresh fruit and vegetables in Sheboygan and Fond du Lac counties, filed 12:59 p. m.

Milwaukee Order 5-F, Amendment 36, covering fresh fruit and vegetables in Sheboygan and Fond du Lac counties, filed 12:59 p. m.

Milwaukee Order 5-F, Amendment 37, covering fresh fruit and vegetables in Sheboygan and Fond du Lac counties, filed 12:59 p. m.

Peoria Order 2-F, Amendment 23, covering fresh fruit and vegetables in certain named cities in Illinois, filed 2:51 p. m.

Peoria Order 3-F, Amendment 23, covering fresh fruit and vegetables in designated areas in Illinois, filed 2:42 p. m.

Peoria Order 4-F, Amendment 18, covering fresh fruit and vegetables in Bloomington and Normal in McLean, Co., Illinois, filed 2:42 p. m.

Peoria Order 5-F, Amendment 6, covering fresh fruit and vegetables in Knoxville and Galesburg, Illinois, filed 2:42 p. m.

Sioux City Order 2-F, Amendment 38, covering fresh fruit and vegetables in Sioux City, Iowa and S. Sioux City, Nebr., filed 2:41 p. m.

Sioux City Order 2-F, Amendment 39, covering fresh fruit and vegetables in Sioux City, Iowa and S. Sioux City, Nebr., filed 2:41 p. m.

Sioux City Order 3-F, Amendment 11, covering fresh fruit and vegetables in certain areas in Nebraska and South Dakota, filed 2:46 p. m.

Sioux City Order 4-F, Amendment 11, covering fresh fruit and vegetables in certain areas in Nebraska, filed 2:46 p. m.

#### REGION VIII

Fresno Order 1-W, Amendment 2, covering community dry grocery prices in the Fresno area, filed 2:52 p. m.

Fresno Order 1-F, Amendment 39, covering fresh fruit and vegetables in Fresno, Calif., filed 2:24 p. m.

Fresno Order 2-F, Amendment 27, covering fresh fruit and vegetables in Modesto, Calif., filed 2:24 p. m.

Fresno Order 3-F, Amendment 24, covering fresh fruit and vegetables in certain cities in the Fresno district, filed 2:24 p. m.

Fresno Order 4-F, Amendment 6, covering fresh fruit and vegetables in certain areas in the Fresno district, filed 2:28 p. m.

Fresno Order 4-F, Amendment 7, covering fresh fruit and vegetables in certain areas in the Fresno district, filed 2:28 p. m.

Fresno Order 5-F, Amendment 6, covering fresh fruit and vegetables in certain areas in the Fresno district, filed 2:24 p. m.

Fresno Order 6-F, Amendment 10, covering fresh fruit and vegetables in designated area in the Fresno district, filed 2:28 p. m.

Fresno Order 5-F, Amendment 7, covering fresh fruit and vegetables in certain areas in the Fresno District, filed 2:18 p. m.

Los Angeles Order 1-F, Amendment 34, covering fresh fruit and vegetables in designated areas in the Los Angeles District, filed 2:47 p. m.

Los Angeles Order 1-F, Amendment 36, covering fresh fruit and vegetables in the Los Angeles Metropolitan Area, filed 2:47 p. m.

San Diego Order 1-F, Amendment 72, covering fresh fruit and vegetables in the San Diego District, filed 2:18 p. m.

San Diego Order 2-F, Amendment 11, covering fresh fruit and vegetables in the San Diego District, filed 2:22 p. m.

San Diego Order 3-F, Amendment 8, covering fresh fruit and vegetables in the San Diego District, filed 2:24 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16366; Filed, Oct. 24, 1944; 11:30 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 20, 1944.

##### REGION I

Boston Order I-W, Amendment 1, covering poultry in certain areas in Massachusetts, filed 3:42 p. m.

Boston Order 5-F, Amendment 4, covering fresh fruit and vegetables in certain areas in Massachusetts, filed 3:57 p. m.

Vermont Order 1-W, covering community food prices in State of Vermont, filed 3:42 p. m.

##### REGION II

Camden Order 3-F, covering fresh fruit and vegetables in designated counties in New Jersey, filed 3:37 p. m.

Camden Order 4-F, covering fresh fruit and vegetables in designated counties in New Jersey, filed 4:38 p. m.

Wilmington Order 4-F, Amendment 6, covering fresh fruit and vegetables in certain area in Wilmington district, filed 3:41 p. m.

Wilmington Order 4-F, Amendment 7, covering fresh fruit and vegetables in certain area in the Wilmington district, filed 3:46 p. m.

Wilmington Order 5-F, Amendment 1, covering fresh fruit and vegetables in certain area in the Wilmington district, filed 3:41 p. m.

Williamsport Order 2-F, Amendment 7, covering fresh fruit and vegetables in certain areas in Pennsylvania, filed 3:46 p. m.

##### REGION III

Charleston Adopting Orders 2A & 2W, Amendment 1, covering community food prices in certain areas in West Virginia, filed 3:44 p. m.

Cincinnati Order 3-F, Amendment 14, covering fresh fruit and vegetables in certain areas in Ohio, filed 3:41 p. m.

Cleveland Order 2-P, covering fresh fish and seafood in the Cleveland district, filed 4:43 p. m.

Lexington Order 1-F, Amendment 52, covering fresh fruit and vegetables in Fayette County, Ky., filed 4:02 p. m.

Lexington Order 3-F, Amendment 43, covering fresh fruit and vegetables in Boyd County, Ky., filed 4:01 p. m.

Lexington Order 3-W, Amendment 1, covering wholesale food prices in the Lexington district, filed 3:42 p. m.

Escanaba Order 35, Amendment 1, covering retail food prices in certain areas in Michigan, filed 4:37 p. m.

Escanaba Order 37, covering community food prices at retail in certain counties in the Michigan area, filed 4:42 p. m.

Escanaba Order 35, covering community food prices in Chippewa, Luce and Mackinac Counties, filed 4:43 p. m.

Escanaba Order 37, Amendment 1, covering community food prices in certain counties in the Michigan area, filed 4:37 p. m.



Escanaba Order 39, covering community food prices in Marquette & Alger Counties, Michigan area, filed 4:42 p. m.

Escanaba Order 39, Amendment 1, covering community food prices in Marquette and Alger Counties in Michigan area, filed 4:36 p. m.

Escanaba Order 40, covering community food prices in designated counties in the Michigan area, filed 4:41 p. m.

Escanaba Order 40, Amendment 1, covering community food prices in designated areas in Michigan, filed 4:36 p. m.

Escanaba Order 41, covering community food prices in Schoolcraft Co., Mich., filed 4:41 p. m.

#### REGION IV

Jackson Order 3-F, Revocation, covering fresh fruit and vegetables in certain counties in Mississippi, filed 3:57 p. m.

Jacksonville Order 1-O, covering retail prices for certain food items in certain counties in Florida, filed 4:45 p. m.

Jacksonville Order 2-O, covering retail prices for certain food items in certain counties in Florida, filed 4:47 p. m.

Jacksonville Order 3-O, covering retail community food prices in Broward, Collier and Dade Counties, Fla., filed 4:46 p. m.

Jacksonville Order 4-O, covering retail community food prices in certain counties in Florida, filed 4:47 p. m.

Jacksonville Order 5-O, covering retail community food prices in certain counties in Florida, filed 4:47 p. m.

Jacksonville Order 6-O, covering retail community food prices in certain counties in Florida, filed 4:45 p. m.

Jacksonville Order 7-O, covering retail community food prices in certain counties in Florida, filed 4:46 p. m.

Jacksonville Order 8-O, covering retail community food prices in certain counties in Florida, filed 4:46 p. m.

Jacksonville Order 9-O, covering retail community food prices in certain counties in Florida, filed 4:46 p. m.

Jacksonville Order 10-O, covering retail community food prices in certain counties in Florida, filed 4:44 p. m.

Jacksonville Order 11-O, covering retail community food prices in certain counties in Florida, filed 4:44 p. m.

Memphis Order 7-F, covering fresh fruit and vegetable prices in the Memphis district except Shelby County, filed 4:48 p. m.

Memphis Order 6-F, covering fresh fruit and vegetables in the Memphis Area and Shelby County, filed 4:44 p. m.

Montgomery Order 20-F, covering fresh fruit and vegetables in Mobile County, Alabama, filed 4:40 p. m.

Montgomery Order 21-F, covering fresh fruit and vegetables in Montgomery County, Alabama, filed 4:40 p. m.

Montgomery Order 22-F, covering fresh fruit and vegetables in the Houston County, Alabama, filed 4:40 p. m.

Montgomery Order 23-F, covering fresh fruit and vegetables in certain areas in Alabama, filed 4:39 p. m.

Montgomery Order 24-F, covering fresh fruit and vegetables in Dallas County, Alabama, filed 4:38 p. m.

Savannah Order 7-F, Adjusting fresh fruit and vegetable prices in designated counties in Georgia, filed 3:45 p. m.

#### REGION V

Arkansas Order 1-C, Amendment 1, covering poultry in the State of Arkansas, filed 3:57 p. m.

Arkansas Order 1-E, Amendment 2, covering eggs in Arkansas, filed 3:57 p. m.

Houston Order 1-F, Amendment 28, covering fresh fruit and vegetables in certain areas in Texas, filed 3:55 p. m.

Houston Order 2-F, Amendment 12, covering fresh fruit and vegetables in certain areas in Texas, filed 3:55 p. m.

Houston Order 3-F, Amendment 16, covering fresh fruit and vegetables in certain areas in Texas, filed 3:55 p. m.

New Orleans Order G-21, Amendment 8, covering community food prices in the New Orleans area, filed 3:44 p. m.

New Orleans Order G-23, Amendment 9, covering community food prices in certain parishes in Louisiana, filed 3:44 p. m.

New Orleans Order G-24, Amendment 8, covering community food prices in certain parishes in Louisiana, filed 3:41 p. m.

#### REGION VI

Des Moines Order 1-F, Amendment 38, covering fresh fruit and vegetable prices in the Des Moines Area, filed 3:42 p. m.

Fargo-Moorhead Order 1-F, Amendment 9, covering fresh fruit and vegetables in certain counties in North Dakota, filed 3:45 p. m.

Fargo-Moorhead Order 2-F, Amendment 9, covering fresh fruit and vegetables in certain counties in North Dakota, filed 3:45 p. m.

Fargo-Moorhead Order 3-F, Amendment 9, covering fresh fruit and vegetables in certain counties in Minnesota, filed 3:45 p. m.

La Crosse Order 1-F, Amendment 39, covering fresh fruit and vegetables in La Crosse and Sparta, Wis., and Winona, Minn., filed 3:45 p. m.

La Crosse Order 3-F, Amendment 35, covering fresh fruit and vegetables in Eau Claire and Chippewa Falls, Wis., filed 3:46 p. m.

La Crosse Order 5-F, Amendment 34, covering fresh fruit and vegetables in Rochester, Minn., filed 3:46 p. m.

Omaha Order 7-F, Amendment 17, covering fresh fruit and vegetables in Omaha, Nebr. and Council Bluffs, Iowa, filed 3:44 p. m.

Springfield Orders 36 through 41 inc., Amendment 3, covering community food prices in the Springfield, Ill., District, filed 3:58 p. m.

Springfield Order 42, Amendment 2, covering community food prices in the Springfield, Ill., District, filed 3:57 p. m.

#### REGION VIII

Los Angeles Order 1-W, Amendment 2, covering community dry groceries in the Los Angeles District, filed 4:37 p. m.

Portland Order 1-F, Amendment 30, covering fresh fruit and vegetables in the Portland District, filed 3:48 p. m.

Seattle Order 1-W, Amendment 4, covering community dry grocery prices in certain counties in Washington, filed 3:56 p. m.

Seattle Order 2-W, Amendment 2, covering dry groceries at wholesale in Chelan, Kittitas and Yakima, filed 3:55 p. m.

Seattle Order 22, Amendment 7, covering community food prices in Clallam, and Jefferson, Wash., filed 3:55 p. m.

Seattle Order 23, Amendment 7, covering community dry groceries in certain Central and Western Counties in Washington, filed 3:55 p. m.

Seattle Order 24, Amendment 7, covering community food prices in certain areas in the Seattle District, filed 3:54 p. m.

Seattle Order 25, Amendment 7, covering community food prices in specified areas in Western Washington, filed 3:53 p. m.

Seattle Order 26, Amendment 6, covering community food prices in specified areas in Central Washington, filed 3:53 p. m.

Seattle Order 190, covering community food prices in the Seattle Area, filed 3:48 p. m.

Seattle Order 190, Amendment 1, covering community food prices in the Seattle Area, filed 3:47 p. m.

Seattle Order 191, covering community food prices in the Tacoma Area, filed 3:48 p. m.

Seattle Order 191, Amendment 1, covering community food prices in the Tacoma Area, filed 3:47 p. m.

Seattle Order 192, Amendment 1, covering community food prices in the Everett Area, filed 3:47 p. m.

Seattle Order 193, covering community food prices in the Bremerton Area, filed 3:51 p. m.

Seattle Order 193, Amendment 1, covering community food prices in the Bremerton Area, filed 3:47 p. m.

Seattle Order 194, covering community food price in the Bellingham Area, filed 3:51 p. m.

Seattle Order 194, Amendment 1, covering community food prices in the Bellingham Area, filed 3:50 p. m.

Seattle Order 195, covering community food prices in the Olympia Area, filed 3:51 p. m.

Seattle Order 195, Amendment 1, covering community food prices in the Olympia Area, filed 3:47 p. m.

Seattle Order 196, covering community food prices in the Aberdeen-Hoquiam Area, filed 3:51 p. m.

Seattle Order 196, Amendment 1, covering community food prices in the Aberdeen-Hoquiam Area, filed 3:47 p. m.

Seattle Order 197, covering community food prices in the Centralia-Chehalis Area, filed 3:53 p. m.

Seattle Order 197, Amendment 1, covering community food prices in the Centralia Area, filed 3:47 p. m.

Seattle Order 198, covering community food prices in the Wenatchee Area, filed 3:53 p. m.

Seattle Order 198, Amendment 1, covering community food prices in the Wenatchee Area, filed 3:48 p. m.

Seattle Order 199, covering community food prices in the Yakima Area, filed 3:53 p. m.

Seattle Order 199, Amendment 1, covering community food prices in the Yakima Area, filed 3:48 p. m.

Copies of any of these orders may be obtained from the OPA Office in the Designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16367; Filed, Oct. 24, 1944; 11:30 a. m.]

### SECURITIES AND EXCHANGE COMMISSION.

[File No. 812-361]

UNITED STATES TRUCKING CORP. AND JOHN J. CASALE

#### NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23rd day of October, A. D., 1944.

United States Trucking Corporation has filed an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act the sale by it to John J. Casale of all of the capital stock of John J. Casale, Inc. for the sum of \$510,000. John J. Casale is an affiliated person of, and United States Trucking Corporation is controlled by, Alleghany Corporation, a registered investment company, within the purview of section 17 (a) of the act.

It is ordered, Pursuant to section 40 (a) of the said act that a hearing in the aforementioned application be held on October 30, 1944 at 10:30 a. m., eastern war time, in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Allen MacCullen and any other officer or officers of



the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to United States Trucking Corporation, John J. Casale, Alleghany Corporation and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-16363; Filed, Oct. 24, 1944;  
11:26 a. m.]

[File No. 70-979]

WASHINGTON GAS AND ELECTRIC CO., AND  
OREGON GAS AND ELECTRIC CO.

#### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of October, A. D. 1944.

Notice is hereby given that Nathan A. Smyth and Leo Loeb, as Trustees in reorganization under Chapter X of the Bankruptcy Act of Washington Gas and Electric Company, Debtor ("Washington"), a registered holding company, and Oregon Gas and Electric Company ("Oregon"), a wholly-owned subsidiary of Washington, have filed a declaration pursuant to the Public Utility Holding Company Act of 1935 (the "Act"), particularly section 12 (d) thereof and Rule U-44 promulgated thereunder.

All interested persons are referred to said document which is on file in the office of the Commission for a full statement of the transactions therein proposed, which may be summarized as follows:

1. Oregon proposes to sell to West Oregon Electric Cooperative, Inc., an Oregon cooperative corporation, all of Oregon's electric properties situated in Clatsop, Columbia and Washington Counties in the State of Oregon, together with certain related assets, for a cash consideration of \$130,000, subject to closing adjustments.

2. Upon consummation of such sale it is proposed that Oregon will liquidate and dissolve, paying over its remaining assets, after discharge of all its indebtedness, to The Continental Bank & Trust Company of New York, Trustee for the First Lien and General Mortgage 6% Bonds of Washington, such funds to be held by such bond trustee subject to order of the United States District Court for the Southern District of New York, in lieu of all the shares of Oregon's capital stock heretofore pledged with such bond trustee as security for such bonds.

The proposed sale of Oregon's properties and other assets has been approved by order of the Public Utilities Commissioner of Oregon, dated August 21, 1944.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held in respect of the transactions hereinabove described, and that the declaration with respect thereto shall not become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said declaration under the applicable provisions of the act and the rules of the Commission thereunder be held on November 10, 1944 at 2:00 p. m., e. w. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated at that time by the hearing room clerk in Room 318. All persons desiring to be heard or otherwise wishing to participate in the proceedings should notify the Commission in the manner provided by its rules of practice, Rule XVII, on or before November 4, 1944.

It is further ordered, That Charles S. Lobingier, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said declaration otherwise to be considered in this proceeding, particular attention will be directed at the hearing to a consideration of the following matters and questions:

1. Whether competitive conditions have been maintained in connection with the proposed sale of assets by Oregon, whether the consideration to be received for such assets is fair and reasonable and whether the sale otherwise complies with the requirements of the act and the rules thereunder.

2. Whether the proposed transactions incident to the liquidation and dissolution of Oregon are in compliance with the applicable sections of the act and the rules thereunder.

3. Whether the fees and expenses in connection with the proposed transactions are reasonable.

4. What, if any, terms and conditions with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.

5. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or the interest of investors or consumers or will tend to contravene or circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve notice of the hearing aforesaid by mailing a copy of this order by registered mail to Nathan A. Smyth, Trustee of Washington Gas and Electric Company, Debtor, to Oregon Gas and Electric Company, the Public Utilities Commissioner of Oregon, and The Continental Bank & Trust Company

of New York, and that notice shall be given to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-16364; Filed, Oct. 24, 1944;  
11:26 a. m.]

[File Nos. 70-314, 70-315, 59-21, 4-33, 54-91,  
70-868]

UNITED GAS CORP., ET AL.

#### SUPPLEMENTAL ORDER RELEASING JURISDICTION OVER BONDS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of October, A. D. 1944.

In the matter of United Gas Corporation, United Gas Pipe Line Company, Houston Gulf Gas Company, File No. 70-314; Electric Bond and Share Company, File No. 70-315; Electric Bond and Share Company, Electric Power & Light Corporation, United Gas Corporation, Houston Gas Securities Company, United Gas Pipe Line Company, Houston Gulf Gas Company, File No. 59-21; Investigation of Organization and Financing of United Gas Corporation, Etc., File No. 4-33; United Gas Corporation, Electric Power & Light Corporation, Electric Bond and Share Company, File No. 54-91; Electric Bond and Share Company, File No. 70-868.

United Gas Corporation, a subsidiary of Electric Power & Light Corporation, which in turn is a subsidiary of Electric Bond and Share Company, both registered holding companies; and United Gas Pipe Line Company, a wholly owned subsidiary of United Gas Corporation having filed a joint application and declaration and various amendments thereto pursuant to sections 6, 7, 9 (a), 11, 11 (b) and 12 of the Public Utility Holding Company Act of 1935, regarding the issuance and sale, by United Gas Corporation privately to institutional buyers of \$100,000,000 principal amount of its First Mortgage and Collateral Trust Bonds, 3% Series, due 1962, and the issuance and sale by United Gas Pipe Line Company of \$23,000,000 principal amount of its First Mortgage Bonds, 4% Series, due 1962, to United Gas Corporation in exchange for a like principal amount of 6% Debentures of United Gas Pipe Line Company, which Debentures will be cancelled by United Gas Pipe Line Company; and

The Commission having by order dated September 7, 1944 (Holding Company Act Release No. 5271), granted said application and permitted said declaration to become effective except as to the terms and conditions of the bonds proposed to be issued and sold and the fees and expenses to be incurred in connection with said proposed issuance and sale as to



which matters jurisdiction was specifically reserved; and

The Commission having by order dated May 26, 1944 (Holding Company Act Release No. 5069) exempted the proposed issuance and sale by United Gas Corporation from the competitive bidding requirements of Rule U-50; and

United Gas Corporation and United Gas Pipe Line Company having filed a further joint amendment to the application and declaration in which it is stated that in accordance with the permission granted by said order of the Commission dated September 7, 1944 United Gas Corporation has entered into definitive agreements with 60 institutional buyers for the sale of \$100,000,000 principal amount of its First Mortgage and Collateral Trust Bonds 3% series due 1962 at a price of 100% of principal amount and has entered into an agreement for the purchase of \$23,000,000 principal amount of First Mortgage Bonds of United Gas Pipe Line Company 4% due 1962 in exchange for a like amount of 6% debentures of United Gas Pipe Line Company now held by United Gas Corporation; and

A public hearing having been held on said joint amendment, after appropriate notice, and the Commission having examined said joint amendment and having considered the record herein and finding no basis for the imposition of terms and conditions with respect to the prices to be paid for said bonds, the redemption prices therefor, the interest rates thereon and the terms of the indentures underlying said bonds;

It is ordered, That jurisdiction heretofore reserved over the terms and conditions of the bonds proposed to be issued be, and the same hereby is, released.

It is further ordered, That the jurisdiction heretofore reserved over the fees and expenses to be incurred in connection with the proposed issuance and sale be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-16365; Filed, Oct. 24, 1944;  
11:26 a. m.]

#### WAR FOOD ADMINISTRATION.

##### Farm Security Administration.

##### MINNESOTA AND TEXAS

##### DESIGNATION OF LOCALITIES FOR LOANS

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, as extended by the War Food Administrator's Delegation of Authority issued August 2, 1944, loans made in the counties mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has

been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

##### REGION II, MINNESOTA

##### BECKER COUNTY

Locality I: Consisting of the townships of Atlanta, Audubon, Cuba, Hamden, Lake Park, Riceville, and Waiworth; villages of Audubon, and Lake Park..... \$5,540

Locality II: Consisting of the townships of Burlington, Callaway, Cormorant, Detroit, Erie, Evergreen, Grand Park, Height of Land, Holmesville, Lake Eunice, Lake View, Richwood, Silver Leaf, Spring Creek, Spruce Creek, and White Earth; villages of Callaway, Frazee, and Ogema; city of Detroit Lakes. 3,473

Locality III: Consisting of the townships of Carsonville, Green Valley, Maple Grove, Osage, Pine Point, Round Lake, Runeberg, Savannah, Shell Lake, Sugar Bush, Toad Lake, Two Inlets and Wolf Lake..... 1,958

##### REGION VIII, TEXAS

##### COOKE COUNTY

Locality I: Consisting of Precinct 1... \$6,748  
Locality II: Consisting of Precinct 2... 5,186  
Locality III: Consisting of Precinct 3... 2,350  
Locality IV: Consisting of Precinct 4... 5,679  
Locality V: Consisting of Precinct 5... 6,777  
Locality VI: Consisting of Precinct 6... 8,426  
Locality VII: Consisting of Precinct 7... 2,307  
Locality VIII: Consisting of Precinct 8... 11,040

The purchase price limits previously established for the counties above-mentioned are hereby cancelled.

Approved: October 21, 1944.

FRANK HANCOCK,  
Administrator.

[F. R. Doc. 44-16341; Filed, Oct. 23, 1944;  
3:41 p. m.]

##### SOMERVELL COUNTY, TEX.

##### DESIGNATION OF LOCALITIES FOR LOANS

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, as extended by the War Food Administrator's Delegation of Authority issued August 2, 1944, loans made in the county mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

##### REGION VIII—TEXAS

##### SOMERVELL COUNTY

Locality I: Consisting of Precinct 1, and Precinct 2..... \$2,370  
Locality II: Consisting of Precinct 3, and Precinct 4..... 3,589

The purchase price limit previously established for the county above-mentioned is hereby cancelled.

Approved: October 20, 1944.

FRANK HANCOCK,  
Administrator.

[F. R. Doc. 44-16358; Filed, Oct. 24, 1944;  
11:15 a. m.]

#### WAR SHIPPING ADMINISTRATION.

##### "PILOT"

##### DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943 (Public Law 17—78th Congress).

Whereas on May 14, 1944, title to the vessel *Pilot* (209104) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943 (Public Law 17—78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941 (Public Law 101, Seventy-Seventh Congress), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking; *Provided however*, That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. \* \* \*

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now therefore, I, Emory S. Land, Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER,



the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: October 20, 1944.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 44-16219; Filed, Oct. 21, 1944;  
10:50 a. m.]

#### "MARY S"

#### DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943 (Public Law 17—78th Congress).

Whereas on September 9, 1942 title to the vessel *Mary S.* (226749) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943 (Public Law 17—

78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941 (Public Law 101, Seventy-Seventh Congress), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking; *Provided however*, That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. \* \* \*

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and

equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now, therefore, I, Emory S. Land, Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: October 20, 1944.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 44-16217; Filed, Oct. 21, 1944;  
10:52 a. m.]



